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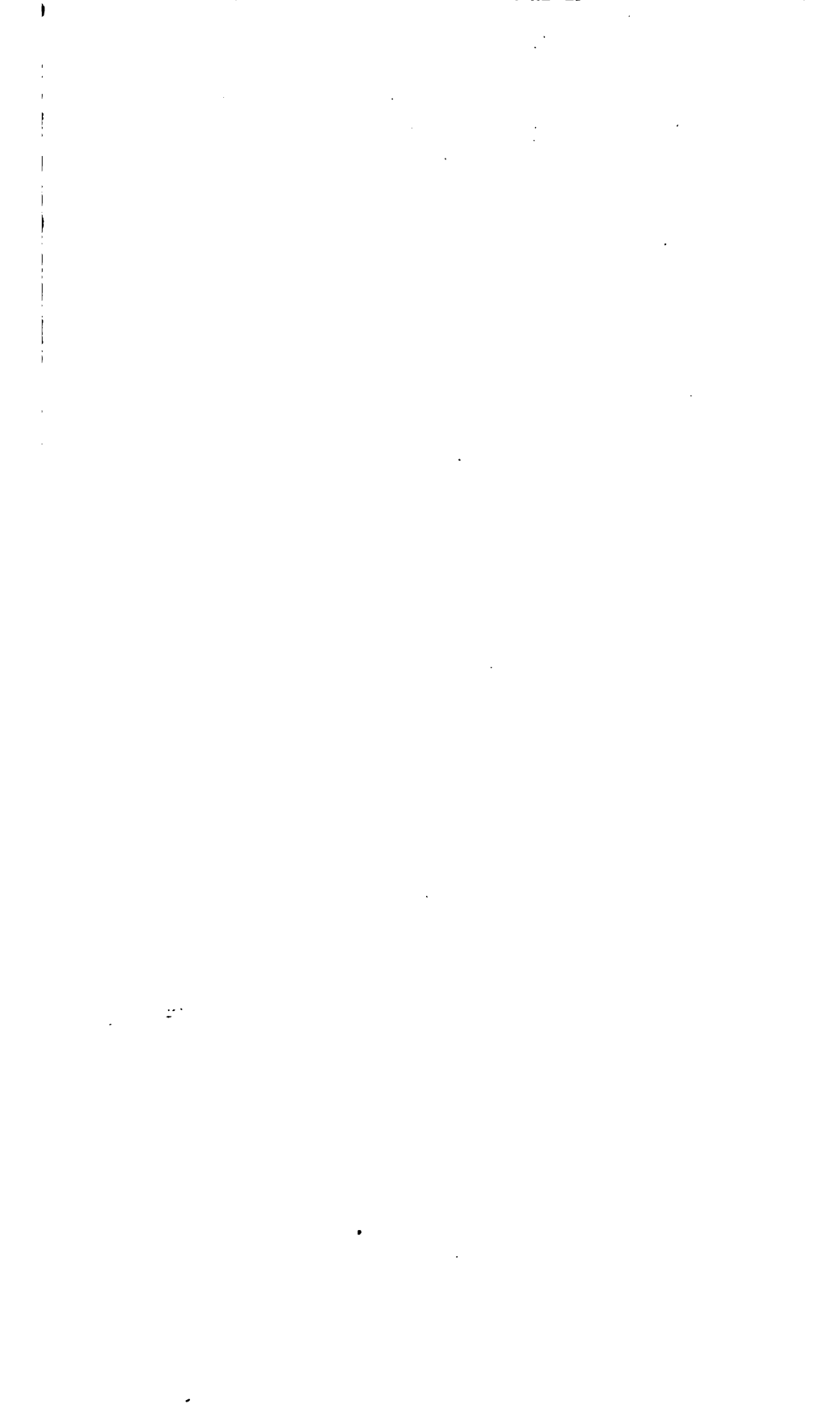


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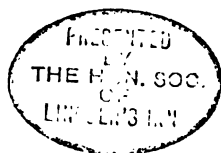




**JOURNAL**  
OF THE  
**ASSEMBLY**  
OF THE  
**STATE OF NEW-YORK,**  
AT THEIR  
**FIFTY-SEVENTH SESSION,**  
BEGUN AND HELD AT THE CAPITOL, IN THE CITY OF ALBANY,  
THE 7<sup>TH</sup> DAY OF JANUARY, 1834.



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1834.



**JOURNAL OF THE ASSEMBLY.**

**STATE OF NEW-YORK:**

**ASSEMBLY CHAMBER, IN THE CITY OF ALBANY,**

**TUESDAY, JANUARY 7, 1834.**

**PURSUANT** to the fourteenth section of article first of the Constitution of this State, the gentlemen whose names in the following list are marked with an asterisk, appeared in the Assembly chamber. The said list contains the names of the representatives in Assembly for the current year.

*From the City and County of Albany.*

**\*Barent P. Staats,**

**\*Prentice Williams junior.**

**\*Aaron Livingston,**

*From the County of Allegany.*

**\*Lewis Wood.**

*From the County of Broome.*

**\*David C. Case.**



*From the County of Cattaraugus.*

**Chauncey J. Fox.**

*From the County of Cayuga.*

**\*Cornelius Cuykendall,**

**\*Noyes Palmer,**

**\*Andrew Groom,**

**\*Dennis Arnold.**

*From the County of Chautauque.*

**\*Thomas A. Osborne,**

**\*James Hall.**

*From the County of Chenango.*

**\*Milo Hunt,**

**\*Wells Wait.**

**\*Joseph P. Chamberlin,**

*From the County of Clinton.*

**\*Miles Stevenson.**

*From the County of Columbia.*

\*John Snyder,  
\*John F. Collin,

**\*Henry C. Barnes.**

*From the County of Cortland.*

**\*Oliver Kingman,**

**\*Stephen Bogardus.**

*From the County of Delaware.*

**\*Samuel Gordon,**

**\*Amasa J. Parker.**

*From the County of Dutchess.*

\*Henry Conklin,  
\*James Mabbett,

**\*William H. Bostwick,**  
**\*Theodore V. W. Anthony.**

*From the County of Erie.*

**\*Joseph Clary,**

**\*Carlos Emmons.**

*From the County of Essex.*

**\*Barnabas Myrick.**

*From the County of Franklin.*

**\*Jabez Parkhurst.**

*From the County of Genesee.*

\*Rufus Robertson,  
\*Peter Patterson,

**\*Truman Lewis.**

*From the County of Greene.*

**\*Sylvester Nichols,**

**\*Benedict Bagley.**

*From the County of Herkimer.*

**\*Charles Dyer,  
\*Augustus Beardslee.**

**\*Timothy I. Campbell.**

*From the County of Jefferson.*

\*Calvin McKnight,  
\*William H. Angel.

**\*Eli West.**

*From the County of Kings.*

**\*Philip Brasher.**

*From the County of Lewis.*

**\*George D. Ruggles.**

*From the County of Livingston.*

**\*Tabor Ward.**

**\*Salmon G. Grover.**

*From the County of Madison.*

- \*Benjamin Enos,
- \*Henry T. Sumner.
- \*Sardis Dana,

*From the County of Monroe.*

- \*Fletcher M. Haight,
- \*Elihu Church.
- \*Jeremy S. Stone,

*From the Counties of Montgomery and Hamilton.*

- \*Daniel Morrell,
- \*Azel Hough.
- \*Clark S. Grinnell,

*From the City and County of New-York.*

- \*Abraham Cargill,
- \*Mordecai Myers,
- \*John McKeon,
- \*Thomas Herttell,
- \*Robert H. Morris,
- \*Henry Hone,
- John W. Degrauw,
- \*Daniel Dusenbury,
- \*Benjamin Ringgold,
- \*Peter S. Titus.
- \*Minthorne Tompkins,

*From the County of Niagara.*

- \*Robert Fleming.

*From the County of Oneida.*

- \*Ithai Thomson,
- \*Pomeroy Jones,
- \*Hiram Shays,
- \*Aaron Stafford.
- \*Israel S. Parker,

*From the County of Onondaga.*

- \*Oliver R. Strong,
- \*Horace Wheaton,
- \*Jared H. Parker,
- \*Squire M. Brown.

*From the County of Ontario.*

- \*Oliver Phelps,
- \*Aaron Younglove.
- \*Peter Mitchell,

*From the County of Orange.*

- \*Gilbert O. Fowler,
- \*Charles Winfield.
- \*Merit H. Cash,

*From the County of Orleans.*

- \*Asa Clark junior.

*From the County of Oswego.*

- \*Orville Robinson.

*From the County of Otsego.*

\*William Baker,  
\*Samuel S. Bowne,

\*Ransom Spafard,  
\*William Temple.

*From the County of Putnam.*

**\*Jonathan Morehouse.**

*From the County of Queens.*

**\*Thomas B. Jackson.**

*From the County of Rensselaer.*

**\*Archibald Bull,**  
**\*Smith Germond,**

**\*James Yates,  
\*Nicholas B. Harris.**

*From the County of Richmond.*

**\*Paul Mersereau.**

*From the County of Rockland.*

**\*Daniel Johnson,**

*From the County of Saratoga.*

**\*Eli M. Todd,**  
**\*Thomas J. Marvin,**

**\*Solomon Ellithorp.**

*From the County of St. Lawrence.*

**\*Sylvester Butrick,**

**\*Jabez Willes.**

*From the County of Schenectady.*

**\*Simon Schermerhorn.**

*From the County of Schoharie.*

**\*Watson Orr,**

**\*John G. Young.**

*From the County of Seneca.*

**\*John D. Coe,**

**\*Peter Bockoven.**

*From the County of Steuben.*

**\*William Kernan,**

**\*Joshua Healy.**

*From the County of Suffolk.*

**\*William Sidney Smith,**

**\*John Terry.**

*From the County of Sullivan.*

**\*Anthony Hasbrouck.**

*From the County of Tioga.*

**\*John R. Drake,**

**\*George Gardner.**



*From the County of Tompkins.*

- \*Charles Humphrey,
- \*George B. Guinnip,
- \*Thomas B. Sears.

*From the County of Ulster.*

- \*Samuel Culver,
- \*Daniel Le Fever.

*From the County of Warren.*

- \*Thomas Archibald.

*From the County of Washington.*

- \*Melancton Wheeler,
- \*Charles F. Ingalls,
- \*James Wright.

*From the County of Wayne.*

- \*James P. Bartle,
- \*Russell Whipple.

*From the County of Westchester.*

- \*Horatio Lockwood,
- \*Joseph H. Anderson,
- \*Edwin Crosby.

*From the County of Yates.*

- \*James P. Robinson.

John A. Dix, Secretary of the State of New-York, then attended in the Assembly chamber, and duly administered to the members present the oath prescribed by the tenth article of the Constitution of this State.

The House then proceeded to choose by ballot a Speaker; and the ballots having been taken and counted, it appeared that William Baker was duly elected, and he was placed in the chair accordingly.

On motion of Mr. Stevenson,

*Resolved*, That Philip Reynolds junior, be, and he is hereby appointed Clerk of this House.

On motion of Mr. Brasher,

*Resolved*, That Daniel Dygert be, and he is hereby appointed Sergeant-at-Arms of this House.

On motion of Mr. Myers,

*Resolved*, That Alonzo Crosby be, and he is hereby appointed Doorkeeper of this House.

On motion of Mr. McKeon,

*Resolved*, That Samuel Campbell be, and he is hereby appointed Assistant Doorkeeper of this House.

On motion of Mr. Brasher,

*Resolved*, That the Speaker appoint the usual standing committees of the House.

On motion of Mr. Cargill,

*Resolved*, That the Clerk be directed to furnish to each member

of this House, during the present session, such newspapers as they may respectively direct, not exceeding in price two daily papers, and defray the expenses out of the contingent funds of this House.

On motion of Mr. O. Robinson,

*Resolved*, That the Clerk of the Assembly furnish each member with a copy of the rules of the House.

On motion of Mr. Myers,

*Resolved*, That the Clerk be authorised as is hereby required, to furnish the members of this House with the usual articles of stationery, of qualities corresponding with those furnished the Honorable the Senate; and that the same be paid for out of the contingent funds of this House.

On motion of Mr. Myers,

*Resolved*, That petitions which are the subject of reference to standing committees, and which may be presented previous to the appointment of those committees, shall be referred directly to those committees; and it shall be the duty of the Clerk to hand them to the chairmen of the appropriate committees when appointed, in the order as to priority in which they are presented to the House.

On motion of Mr. Myers,

*Resolved*, That the Clerk cause to be procured for the use of this House, diagrams of the Senate and Assembly chambers; the Constitution of this State, and of the United States, with marginal notes; the order of business in the Senate and Assembly; the joint rules and orders, and the rules and orders of the Senate and Assembly; an alphabetical list of the members of both Houses, with their places of residence; a list of the members of this House by counties, and a list of senators arranged according to their district; the standing committees of both Houses; the select committees of both Houses on the Governor's message; a list of the State or salary officers, and their respective salaries; an alphabetical list of the several towns and counties in this State, with the number of inhabitants in each, according to the last census of this State and of the United States; the estimated quantity of acres of land, and the valuation of real and personal estate; the amount of canal tolls received at each of the offices in the State; a list of the banks and insurance companies in the State, with the amount of their capital, the time when their charters will expire, and an abstract of the returns made by the banks; copies of a map of the State of New-York, and a calendar for 1834; and to have the same bound in a pocket volume, and deliver a copy thereof to each of the members and officers of this House.

*Ordered*, That Mr. Wheeler and Mr. Tompkins be a committee to wait upon the Governor, and inform him that this House has organized, and ready to proceed to business.

*Ordered*, That Mr. Angel and Mr. Haight be a committee to wait upon the Senate with a like message.

A message from the Senate, delivered by Mr. Livingston and Mr. Seward, was received, informing that they were a committee to announce to this House that the Senate had met, and was ready to proceed to business.

Mr. Winfield offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the Clerk of this House be directed to invite the several clergymen of this city, in good and regular standing, to officiate alternately, or as may best suit their convenience, to open the business of this House by prayer.

*Ordered*, That the said resolution be laid upon the table.

Mr. Wheeler reported, that pursuant to the order of the House, Mr. Tompkins and himself had waited upon the Governor, and informed him that the House had met, and was ready to proceed to business; and that the Governor had been pleased to say that he would immediately communicate his message to the Assembly.

Mr. Haight reported, that pursuant to the order of the House, Mr. Angel and himself had waited upon the Senate, and informed them that this House had met, and was ready to proceed to business.

Mr. Cargill offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the rules and orders of the last House of Assembly, be adopted as the rules and orders of this House, until further ordered.

Mr. Morris made a motion that the House should agree to amend the fiftieth rule of the House, by adding after the word "alter," the words "changed, rescinded or suspended;" and by adding after the word "alteration," the words "change, rescinding or suspension;" so that the same should read as follows:

"No standing rule or order of this House shall be suspended, changed or rescinded, without one day's previous notice being given of the motion therefor; nor shall the forty-ninth rule be altered, changed, rescinded or suspended, unless two-thirds of all the members elected to this House agree to such alteration, change, rescinding or suspension."

Thereupon,

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Cargill, and it was determined in the affirmative.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### FELLOW-CITIZENS OF THE SENATE AND ASSEMBLY:

In performing the duty which requires me at this time to submit to your consideration the condition of the State, I feel peculiar gratification in being able to assure you that it is unusually prosperous.

As a member of the confederacy, we have no cause of alarm at any encroachment on our rights as a sovereign State. The general government is moving in the proper sphere of its delegated powers, diligent to understand the interests committed to its charge, and devoted to the duties essential to the general security of the

nation. Practising upon its avowed principle of asking nothing that is not clearly right, and submitting to nothing that is wrong, it continues to maintain a friendly intercourse with all other nations, on terms of fair reciprocity.

The extraordinary attitude, assumed at the commencement of the last year, by the State of South Carolina, in regard to the authority of the federal government, excited some apprehensions for the peace, if not for the stability, of the Union, and imposed upon that government exceedingly delicate and embarrassing duties.— We have great reason to rejoice that our national affairs were in the hands of those who were peculiarly fitted for such a crisis, and who were enabled by their wisdom, firmness and moderation, to conduct this unhappy controversy to a peaceful issue, without conceding any right belonging to the general government, or giving any countenance to the novel and dangerous doctrine of Nullification.

Between this State and New-Jersey a dispute has for a long time existed, concerning boundaries and jurisdiction. Several attempts have been heretofore made, to adjust this controversy, in an amicable way; but they had all terminated unsuccessfully, and proceedings were instituted, on the part of New-Jersey, in the Supreme Court of the United States, to bring it to a judicial decision. The mutual desire of the citizens of the two States to preserve harmony between them, seemed to leave the way still open for an honorable compromise. The executive of each State was last year authorised to appoint commissioners to effect this object.— These commissioners have agreed upon terms of adjustment, which they deem to be equitable and mutually beneficial to the parties. This agreement is not obligatory on either State, until it is confirmed by the Legislature of each, and approved by Congress. It is herewith transmitted for your ratification, if it shall be found, as I believe it will be, compatible with our honor and our interests. The Union is to be preserved and strengthened by concord among its members. The sentiments of patriotism, as well as a regard to our local interests, will inspire you with a desire to remove the only known cause that can disturb our friendly relations with any of the States.

From this view of our external relations, permit me to direct your attention to our internal affairs. To the spirit of our free government, to the wise legislation of your predecessors, but, above all, to the kind regards of a gracious Providence, we are indebted for our present unexampled prosperity. No pestilence has been permitted, within the last year, to visit our citizens; our agricultural products have been abundant; manufacturing establishments have multiplied in all parts of the State; commerce has expanded beyond its former limits; enterprize is exerting its energies in all directions; and the gratifying evidences of moral and intellectual improvement are every where around us. Let it not, however, be supposed that this fulness of prosperity has superseded the labors of legislation. Evils exist that require correction; and

new wants are constantly disclosed, that cannot be fully supplied without your aid.

Every wise system of municipal laws necessarily contains within itself an adequate provision for the due execution of them. Laws are rendered effective only by the agency of public officers. The judiciary is an essential branch of all governments; to those of liberal principles it is, and ever will be, an object of much solicitude, and the more so in proportion to the sacred regard which is cherished for personal security and the rights of property. It must be accommodated to the duties devolved upon it. When we take into view the rapid increase of this State in population, and the still more rapid augmentation of its business transactions, both of which greatly multiply the labors of the judiciary, we must, I think, be convinced that our present establishment, though adequate to the public exigencies when first organized, now needs to be enlarged. Both the ability and the diligence of our higher courts are admitted; yet the business in them has so greatly increased, and the prospect of its further accumulation is so certain, that it has become your duty to deliberate on the means of affording relief. It is not so much to subserve the convenience of the courts overburdened with business, as to relieve parties from expense and loss, that such a measure has become expedient. Delay is not only attended with additional costs, but in many cases it is a denial of justice.

The organization of a vice-chancellor's court in the city of New-York, has fulfilled the public expectations of its usefulness. It is suggested whether one or two other similar courts, in other parts of the State, might not prove useful auxiliaries, not only to the Court of Chancery, but to the Supreme Court. To such courts the equity business of the circuit judges might be assigned; and most of the interlocutory proceedings in the Supreme Court might be transferred to these judges. The pressure of business is on the Court of Chancery and the Supreme Court, and on a few of the circuit judges, in consequence of their chancery business. If two vice-chancellor's courts should be organized, it might not be necessary to increase the number of judicial officers. Two of the circuit judges might be appointed to preside in them, and the number of circuits reduced to six. It is believed that six judges would be able to perform all the circuit duties, together with such interlocutory business as could be properly devolved on them.

If upon mature deliberation, this measure should not be deemed a proper, or an effectual remedy for the public inconvenience, there appears to be no other course left, but to amend the Constitution, and thereby increase the number of judges, or create other courts to participate in the business of those which now possess general jurisdiction.

Judges, like all other public servants, have certainly a just claim to a fair allowance for their official services; and in settling it, due consideration should be given as well to the qualifications required for such stations, as to the arduous and responsible duties imposed by them. It is true that judicial offices are highly honorable, and are generally aspired to with better motives than a regard to the

measure of compensation; but this circumstance does not render an adequate reward to judges less an act of justice, or a dictate of sound policy.

Economy is the virtue of republican governments, but it is as distinguishable from parsimony as from profusion. It requires that faithful public services should be fully, and no more than fully, paid; and it is as much the duty of the Legislature to bring to this standard, salaries that are too low, as those that are too high. In forming an opinion as to the compensation to be given to judges, it is proper to look at all the circumstances connected with the subject; to their situation, which necessarily debars them from all private pursuits; to their qualifications, which result from a union of moral worth, high intellectual powers, and extensive acquirements; to the services they are required to perform, which, in this State, are more important and laborious than those imposed upon the judiciary of any other State. If, in addition to these considerations, we compare the present compensation of the judges in our higher courts, with the salaries given to such functionaries in other States, or with the salaries formerly given here, without the imputation of extravagance, we are, I think, necessarily brought to the conclusion that our judges are inadequately paid. I should neglect what I think due to an important department of the government, if I omitted to invite you to deliberate on this subject.

The business transactions of this State are almost wholly founded on credits. It should, therefore, be the object of legislation to provide for the faithful execution of contracts. In 1831, an important change was made in the law on this subject, by abolishing imprisonment in certain cases. This change has, to some extent, excited dissatisfaction among the people; but most of it, I believe, is to be ascribed rather to the defects of the law, than to its principle. Its real object is in accordance with the spirit of the age. No reasonable objection can be urged against exempting the honest debtor, who is without the ability to pay, from imprisonment; but great care should be taken to prevent such a wholesome provision of law from becoming a refuge for dishonesty and fraud. It was scarcely to be expected, in such a case, that all the safeguards against abuses and perversions could have been provided, without the light of experience. This law has been nearly two years in operation, and its prominent defects are now developed, and I trust your attention will be carefully directed to devising adequate remedies for them.

Our penitentiary establishments are objects of great public interest, and must ever draw towards them the anxious regards of the Legislature. The improvements by this State in prison discipline, have been imitated by other States, and have attracted the attention of several governments in Europe. The commissioners sent from abroad to examine our penitentiaries, and ascertain their practical operation, have bestowed on both high commendation. By means of these establishments, we have been enabled to meliorate our criminal code, with safety to the rights of persons and of property, and in a great measure to relieve the people from a heavy annual burden for the support of convicts.

The operations of the state prisons continue to present favorable results. The number of persons received into them during the last year, is less than that of the previous year; and the avails of the labor performed by the convicts have defrayed the ordinary expenses of these establishments, and yielded a surplus income of eleven thousand eight hundred and eighty dollars and thirty-one cents.

It was feared that the diminution of the number of convicts in 1832, from that of 1831, was to be ascribed to the effects of the cholera, which had interrupted some of the courts; but the reports of the past year have removed this apprehension, and proved, that while our population is rapidly increasing, crimes punishable in the State prisons are decreasing. The whole number of convicts in the Auburn prison on the first day of December last, was six hundred and seventy-two. One hundred and seventy-one had then been received since the first day of January last, which exceeds by thirty-nine the number received in the previous year. The whole number of convicts in the Mount-Pleasant prison on the first day of December last, was eight hundred and thirty-three; and the number received previous to that date, in 1833, was two hundred and nineteen, which is seventy less than the number received in the preceding year.

The earnings of the convicts in the Mount-Pleasant prison, during the last fiscal year, which closed on the thirtieth of September, were sixty-seven thousand five hundred and forty-eight dollars and sixty-five cents; which exceeds the ordinary expenses of that establishment, not including therein the charge of the corporation of New-York for keeping the female convicts, three thousand two hundred and fifty-five dollars and twenty-six cents. A part of this surplus has been expended in building a range of workshops, two hundred and forty feet in length. No appropriation, either for the support of this prison, or for any additional improvements to it, will be required for the current year.

The earnings of the convicts in the Auburn prison, for the last fiscal year, were forty-nine thousand six hundred and sixty-five dollars and fifty cents. This sum produces a surplus, after deducting the ordinary expenses of the prison, of eight thousand six hundred and twenty-five dollars and five cents. Some portion of this surplus has been expended in altering and repairing the south wing of this prison. This work was deemed necessary for the preservation of the edifice, and for accommodating the establishment with a chapel and mess-room. From the representations of the officers, and from personal observation, I am convinced that a regard to the safety of this prison, and to the accommodation of its business, requires that its enclosure should be considerably enlarged. This improvement cannot be made without your authority, and will probably involve an expenditure beyond the surplus income of the establishment.

Although we have done much for the improvement of prison discipline, much more remains to be done. There is one class of criminals to which it cannot be extended without another establish-

ment. Every year's experience confirms the propriety of the repeated and urgent recommendations which have been made to your predecessors, in favor of providing a separate prison for female convicts. The number of these is now fifty-three. Twenty-three of them are in the Auburn prison; but the salutary influence of its admirable discipline cannot be fully extended to them for the want of proper accommodations. The remaining thirty are confined at Bellevue in the city of New-York, at the annual charge of one hundred dollars for each convict, paid by the State to that city. Even economy, which is less to be regarded in this matter than other considerations, would be promoted by such an establishment. Most of the labour of erecting it, might be performed by the convicts of, the Mount-Pleasant and the Auburn prisons. I earnestly invite your attention to this subject.

Whatever diminishes minor offences will also diminish those of a higher grade; we ought, therefore, to apply our correctives to the incipient steps of transgression, with the double view of preventing crimes, and of reforming offenders. If long experience has taught any one lesson on this subject more clearly than another, it is that the association of criminals in idleness, with opportunities of unrestrained intercourse, renders reformation almost hopeless, and mutual contamination nearly certain.

The persons convicted of minor offences, are more than three times as numerous as the state prison convicts; and more than half of them are sentenced to be imprisoned in the county jails.—As places of punishment, jails are much more objectionable than the state prisons were before their discipline was improved. Until establishments for punishing these offenders are provided, to which the salutary discipline of the state prisons can be extended, it is in vain to expect any considerable diminution of crimes, either of the lower or higher grade.

There is no institution partaking of the character of a penitentiary, that can be regarded with so much satisfaction as the House of Refuge for juvenile delinquents in the city of New-York. The benevolent and humane individuals to whom this institution owes its existence, and who have generously devoted their labor and means to rear up and sustain it, have not been disappointed in the only reward they expected—the satisfaction of having been instrumental in rescuing many fellow beings from misery and crime, and turning them into the path of virtue and usefulness. This institution admirably combines the advantages of education and moral instruction, with a preparation for business pursuits. Its guardian care does not cease with its direct control over these delinquents; it follows them into society, and secures them from relapsing into criminal conduct by placing them in situations where they can, not only obtain a livelihood, but enjoy the ordinary means of becoming useful citizens.

It has been satisfactorily ascertained that most of those who have gone from this institution, have since pursued a virtuous course of life, and many of them are already established in business with the fairest prospects of success. This happy result is



doubtless to be attributed, in a great measure, to the supervision over them which extends beyond the period of their actual imprisonment, and provides for them a proper employment. I am persuaded that some assistance of this kind afforded to convicts when first discharged from the state prisons, would, in many instances, prevent their relapses into crime. The House of Refuge now contains two hundred and thirty-three inmates; but it never has had as large a number as it could accommodate. This, I am sure, would not be the case, if magistrates who have the power to send juvenile delinquents to it, were fully apprised of the decided advantages of its discipline over any other mode of punishment. The managers of this establishment are making laudable efforts to enlarge it, so as to accommodate coloured children; but they have not yet been able to raise the means required for this object. If they should be obliged to solicit aid from the Legislature, the merits of the application will entitle it to a favorable consideration.

There are two institutions in this State for the instruction of the deaf and dumb—the New-York Asylum, and the Central Asylum at Canajoharie. The number of pupils in both is one hundred and sixty-five. One hundred and thirty-four of them are in the school at New-York. Ninety-six of these and twenty-four in the Central Asylum at Canajoharie, are educated by the State at an annual expense of fourteen thousand four hundred dollars.

By an act passed in 1822, the supervisors are authorised in certain cases, to select from their respective counties indigent mutes, and send them to these institutions, which are required to instruct them on such terms as the State pupils are received. This authority has not been exercised by any of the counties except those of New-York and Montgomery; not for the want of fit objects, but probably from an unwillingness to levy the expenses that would be thereby incurred. It is worthy of your consideration, whether the exercise of this authority which is now optional with the supervisors, might not be properly made an imperative duty.

Interesting as is this class of persons to our humane feelings, and claiming as they certainly do your sympathy, and a liberal degree of your care and patronage, there is another class, larger in number, and still more unfortunate in condition, who have a rightful claim to a greater share of your compassion and an equally liberal measure of your assistance. I refer to the insane—and more particularly, to the insane poor. We should be deaf to the most powerful appeal of suffering humanity, and wanting in gratitude to God, who has endowed us with the faculty of reason, and blessed us with abundant means of administering to the wants of others, if we did not use both, for the comfort, and, to every practicable extent, for the cure of those who are deprived of these gifts. If, indeed, the diseases of the mind lay beyond the reach of human agency, it would still be our duty to afford these sufferers all the comfort and consolation which could be enjoyed in such a forlorn condition. But recent experience has proved, that in a few cases only, is their doom irreversible. Medical science and mental philosophy have finally obtained an almost entire dominion over these

maladies. There is, however, this peculiarity in the cases of insanity, that little hope of effecting a cure can be indulged, without the conveniences of proper institutions. The Asylum at Bloomingdale, under the management of the Governors of the New-York Hospital, is the only establishment affording accommodations for insane patients, which has received any assistance from the public treasury. The State has already paid, for founding and supporting it, one hundred and seventy thousand dollars; and has made provision for an annual payment towards its support, of ten thousand dollars, until the year eighteen hundred and fifty-seven. It is however, inadequate to the public wants. Besides, this institution is, in effect, closed to that class of insane patients presenting the strongest claims for your bounty,—to those who are unable to contribute to their own maintenance. Poverty is sometimes the cause, and oftener the consequence, of mental derangement. For those who labor under this double affliction, nothing has been done specifically by the Legislature. By the census of 1825, it appears that there were then in this State, eight hundred and nineteen lunatics; and if the number has increased proportionably with the population, it cannot be less, at this time, than one thousand. Of these, seven hundred, at least, are paupers, and most of them utterly beyond all reasonable hope of recovery, without legislative aid. If any thing were wanting to urge you to vigorous action on this subject, and call forth your patronage in behalf of these sufferers, it will be found in the well-authenticated fact, that of recent cases under the treatment of the best regulated asylums, eighty and sometimes ninety patients in an hundred, have been restored; and even those who have been long neglected and cruelly misused, are not in a hopeless state. If the victims of disordered intellects had not been deprived of the usual means of exciting public compassion, or if they could have come forth from the places of their confinement, to exhibit their deplorable condition to the public eye, I cannot believe that a provision for their relief would have been delayed to this late day. If the claims of humanity in this respect, have been disregarded, you have now the power, and I doubt not will feel the disposition, to satisfy them.

The blind also, are another class of persons upon whom misfortune has laid a heavy hand, and who have a just claim to something more substantial than bare sympathy. Books have recently been made with embossed letters, whereby they are enabled, after a proper course of instruction, to read with considerable facility. By this ingenious contrivance, a new avenue is opened to their minds, and ampler means of knowledge brought within their reach. The number of persons suffering under the deprivation of sight, in this State, cannot be accurately estimated; but it is very considerable—sufficiently so, at least, to make their condition a subject worthy of your attention and kind regard.

The establishment of county poor-houses has been generally attended with beneficial results. In them, paupers enjoy more comforts than could be extended to them in the former way of providing for their support. In most cases, they receive kind treatment; the

able are put to work; the sick are carefully nursed, and well supplied with medical attendance; the young are furnished with the means of education, and enjoy opportunities of moral and religious instruction. The general burden of support has been greatly diminished wherever these houses have been established and properly managed. This system, particularly in what regards its police, is undoubtedly susceptible of some improvements. All who are received into these houses, should be treated with kindness; but the idle should not find them places of repose from labor, if they are able to work; nor should those who have been brought into them by their vices, be allowed opportunities for further indulgence.

There are many charitable and benevolent institutions in the State, and particularly in the city of New-York, of great usefulness, which I would commend to your favorable regard. It is your duty to second individual efforts in building up and sustaining establishments, which are fitly designed to reclaim the vicious, to relieve the distressed, and to enlighten the ignorant.

From the consideration of subjects which relate to the relief of the unfortunate, I pass to those which regard public education and moral improvement. Republics should be ever mindful of this important truth, that to be free, man must be educated. Without a knowledge of his rights, he will never properly estimate nor long maintain them. Our enjoyments as individuals—our usefulness as members of society—our privileges as citizens of a free government, are all founded on education. These obvious propositions show at once the vast importance of our system of public instruction, and the necessity of so improving it as to give to its operations the utmost extension and the greatest efficacy. While we are reposing our hopes for the continuance of civil liberty upon the general intelligence of the people, it becomes our duty to see that this foundation is laid broad and deep. By providing an adequate fund for the support of common schools, the Legislature discharge but a part, and by far the least difficult part, of their duty, towards educating the people. They must secure its efficient application to the proper objects. In this respect, there is, in my judgment, a manifest defect in our system. Little as yet has been done to provide teachers properly trained for this pursuit. Without well qualified and skilful instructors, the amplest funds will prove comparatively useless. It is scarcely less important to establish a wise plan of supervision, not so much for the purpose of securing a faithful application of the public moneys, as to introduce the most effectual modes of teaching, and the best systems of instruction.

The mere imposition of tasks, which are usually performed as an enforced duty, falls far short of the ends that should be aimed at. Emulation should be awakened in the minds of the pupils, and the acquisition of knowledge made a desirable object. When they once become sensible of the great advantages of education in the ordinary pursuits of life, and of the numerous enjoyments springing from the cultivation of their mental faculties, the difficulties of the work are nearly overcome, and the duties of the government are in a great measure performed. They then become their own

teachers, and will seek opportunities, and furnish themselves with the means, of instruction.

Republican governments are the most deeply interested in the cause of education, and from them it is reasonable to expect vigorous efforts for the general dissemination of knowledge among the people; yet, I regret to see, that in this respect, we fall far behind even some of the monarchies of Europe. Several of the German States, particularly Prussia, are doing much more for the education of the people, than we are. If this State has failed to take the lead in well-doing, in the cause of popular education, let it be the first to follow the example of those who have excelled us.

I fear there is too much reason to regret that more zeal is not felt, and greater efforts made, to improve the condition of our primary schools throughout the State; yet there are places where their importance is duly appreciated, and vigorous exertions have been made for their advancement. Justice requires that the example of the city of New-York should not be passed without notice and commendation. This city imposes annually a general tax, which now produces about ninety thousand dollars, for the support of its public free schools. They are under the management of a board instituted by the common council, called the Public School Society. This board are careful to select competent teachers, and to cause the schools under their charge to be often visited, and the course of instruction in them to be properly directed and vigilantly supervised by intelligent committees. The school established by "The General Society of Mechanics and Tradesmen," is liberally supported and wisely managed, and reflects great credit on the public spirit and intelligence of that class of citizens. A personal examination of these schools has convinced me that they are well conducted, and induces me to commend them to other parts of the State for their imitation, so far as circumstances will permit.

The results of our system of common schools throughout the State, will be fully presented to you in the report of the Superintendent. Eight hundred and twenty towns and wards, (being the whole number in the State,) have made reports to him for the year 1832. From them it appears that there were then nine thousand one hundred and seven district schools, in which five hundred and twelve thousand four hundred and seventy-five children were instructed. The whole number of children in these districts, between five and sixteen years of age, was five hundred and twenty-two thousand six hundred and eighteen.

The public moneys distributed to the districts; including one hundred thousand dollars from the Common School fund, and eighteen thousand five hundred and ninety-three dollars and twenty-four cents from local funds, amounted to three hundred and seven thousand seven hundred and thirty-three dollars and eight cents; and the inhabitants of the districts raised for the same purpose, three hundred and sixty-nine thousand six hundred and ninety-six dollars and thirty-six cents. These sums, amounting to six hundred and seventy-seven thousand four hundred and twenty-nine dollars and forty-four cents, except about sixty thousand dollars

expended in New-York for school-houses, were paid to teachers for their services. If to this amount were added the other expenses incident to this system, the whole sum expended for the support of common schools in that year, would be about one million one hundred thousand dollars.

The Regents of the University distribute annually, from the Literature fund, ten thousand dollars to the academies subject to their visitation. The number which partook of this bounty last year, was sixty-five; and the number of students in them was four thousand eight hundred and fifty-six, which exceeds that of the previous year by six hundred and sixty eight. There are many other valuable institutions of the kind in the State, which do not participate in the Literature fund. We have seven colleges, two of which are devoted to medical instruction. Some of them are firmly established and highly prosperous; the others are struggling with difficulties, for the want of sufficient endowments; but all, I believe, are in an improving condition. As affecting more extensively the general welfare, common schools are justly entitled to the first consideration and the most liberal patronage; yet seminaries of a more elevated rank ought also to be sustained and cherished for many reasons, and for this particularly, that upon them we must, in a great measure, depend for competent teachers of the common schools.

The subjects connected with the business pursuits of our constituents, next claim our notice. Among these, agriculture stands first in the order of nature, as well as in the rank of importance. It contributes so essentially to wealth, that the early writers on political economy regarded it as the only source of wealth. It furnishes the means of human subsistence, and supplies most of the materials for manufactures, and the chief articles for commerce. When the labor of the farmer is bountifully rewarded, all other kinds of industry partake of its success; whatever, therefore, is done by the government for the agricultural interest, redounds to the benefit of every other. There is no occupation which is so diversified in its objects, and requires such various knowledge to conduct it skilfully, as that of agriculture. This knowledge results from experiments in all climates, soils, and seasons, and is consequently to be derived from different countries. It receives large contributions from the mechanic arts, and from the sciences of botany, chemistry, and natural philosophy. The patronage of the government can scarcely be directed to a more useful object than furnishing the means of collecting information on this subject, and of spreading it among the agricultural population. A board composed of practical farmers and men of scientific acquirements, would possess great facilities for concentrating this various and scattered information; and the best means of disseminating it among the people, would be afforded by a public institution, under the direction of such a board, where agriculture should be taught as a science, and practically illustrated as an art. The general interest felt for this branch of industry, will recommend it to your favor; and its intimate connection with the permanent prosperity

of the State, will make you desirous of contributing to its advancement.

The citizens of this State have invested a large amount of capital in manufacturing establishments. The encouragement which this branch of industry has been most anxious to obtain, is protection against foreign rivalry; and this could be given only by the general government. The policy, as well as the right, of giving it, otherwise than as it incidentally results from the imposition of such duties on imports as are necessary to raise a revenue merely sufficient to support the government, has been contested. This interest has suffered by the frequency of legislation on the subject of the tariff, and by the uncertainty, as to the measure of protection it would permanently receive. Hopes are now confidently entertained, that the existing laws will remain for some years without material modification. Should such be the case, there is reason to believe that our manufactures will flourish, and soon acquire a permanency which will enable them to withstand foreign competition.

Though commerce and agriculture are the branches of industry which seem to participate most directly in the benefits of our system of internal improvement, yet they are no more favored in this respect, than many kinds of manufactures and the mechanic arts. While our public works have been attended with local advantages, they have contributed, even beyond our anticipations, to the general prosperity of the State.

It was our good fortune that the most practicable route for a water communication between the Atlantic ocean and the great western lakes, lay through our territory. This advantage was early discovered by the sagacity of the people of this State, and effectually improved by their enterprise. The internal commerce carried on through the Erie canal, aided as it is by the improvements executed by the enterprise and energy of the State of Ohio, has, during the past season, increased to a magnitude which was supposed to be attainable only in its full maturity, and has extended to regions which were conceived to lie beyond its utmost limits. The country around these lakes and along the rivers emptying into them, as well as the valley of the Ohio quite down to the Mississippi, have been supplied through this channel with some portion of their merchandize. Boats are daily seen passing upon it, freighted with goods destined for the Territory of Michigan, the States of Ohio, Indiana, Illinois, Kentucky, Tennessee, and even for Missouri and Alabama. The delightful climate of this western region, the great fertility of its soil, and the numerous conveniences it offers for the enjoyments of human life, are daily becoming better known, and attracting towards it an increasing tide of emigration. No human efforts—no conceivable change of circumstances, can check its rapid settlement, or put far off the time when it will be the abode of a population of many millions, abounding in wealth, and seeking the comforts and luxuries to which commerce must necessarily administer. Its trade will increase with its wealth and its numbers. If our canals are to be what a wise management

cannot fail to make them—the principal channels for this trade—we must calculate its extent, and make them adequate to this object. When our system of internal improvements was commenced, a great part of this fertile region was a wilderness, and scarcely a sail was spread, for the purposes of commerce, on the great western lakes. The advancing steps of settlement have but just passed the borders of what was then a wild domain, and it already abounds in products demanding a market, and inviting an exchange for articles of merchandize from the Atlantic States. Lake Erie now appears like a frequented track in the highway of commercial nations. Its waters are navigated by twenty steam-boats, and one hundred and twenty-eight sloops and schooners. The shipping on *this lake* has increased in the three last years, from six to eighteen thousand tons. The tonnage entering the port of Buffalo last year, was more than two hundred thousand; and an hundred thousand passengers are estimated to have left it for the west.

We ought not, however, to flatter ourselves that we shall enjoy what we now possess, and what lies in prospect before us, without competition. The western trade is a noble prize, for which several of the Atlantic States are contending with a laudable emulation; and they are making powerful efforts to remove the barriers interposed by nature between them and their object. We look on their exertions with no unfriendly feelings; and we trust that they will view, in a like spirit, our efforts to administer to the wants and to subserve the conveniences of the western country.

It has already become quite evident that the capacity of the Erie canal will not much longer be adequate to the exigency of the business on it. The improvements which will soon be required, are double locks to facilitate the passage of boats, and an enlargement of the canal in its width and depth. These improvements must necessarily be made under great disadvantages. The public interest will not allow of an interruption to the navigation; and a considerable part of the labor must therefore be performed in the winter season. This subject will probably be presented to you in a communication from the officers having the charge of the canals, and it will undoubtedly receive from you the attention its great importance demands.

The extent of business on all canals is increased by the facility of transportation, and a reduction of the expenses. By enlarging the capacity of the Erie canal, the cost of transportation will be diminished. The tolls are a considerable part of the expense. This subject has occupied the anxious attention of the Canal Board, during the present year; and some of the beneficial results to which I have alluded, particularly the wide diffusion of the trade into the western and southwestern sections of the Union, are justly ascribable to the enlightened views of this Board, and their judicious modification of the rates of toll. Previous to opening the canals last season, the tolls were reduced twenty-eight and an half per cent, on most of the products of the country, and fourteen and a quarter per cent on merchandize. Notwithstanding this reduction, the amount of tolls received on the Erie and

Champlain canals during the last season, is one million four hundred and sixty-four thousand two hundred and fifty-nine dollars and ninety-eight cents, which is two hundred and thirty-four thousand seven hundred and seventy-six dollars and fifty-one cents more than the receipts of the preceding year. This Board have it in contemplation to make a further reduction on merchandize, of twenty-five per cent on the present rates of toll, before the navigation opens in the spring. This reduction will bring the tolls down nearly to the constitutional limit. It is probable they might be reduced on some articles below that point, if it were practicable, without lessening the total amount of revenue.

I deem it proper to mention another subject, which has an important connection with the operations of our canal system, but which belongs essentially to the general interests of commerce. The obstructions in the Hudson river, although they affect more immediately the interest of the people of this State, operate injuriously also, upon the commercial interests of the whole country. The federal government exercises a jurisdiction over this river, so far as the regulation of commerce is concerned. It is not only the medium of internal trade among the States, but is extensively used for the purposes of foreign commerce; and the duty of regulating both, is, by the Constitution, committed to Congress. Though there is a great diversity of opinion as to the limits of the power possessed by the general government, to expend money on works in aid of commerce, and in some cases intrinsic difficulties exist in determining whether a particular object lies within or beyond its scope, yet I believe there are but very few acquainted with the subject, who would contest the right of that government to appropriate money for the purpose of removing obstructions in the Hudson river; and all who admit the right, and are apprised of the extent of the injury arising from the frequent interruption of the navigation, will at once concede that it is the duty of Congress to effect this object: but the appropriation for this purpose has heretofore been defeated, by being united in the same bill with appropriations for other objects, clearly unconstitutional, in the opinion of many members of Congress; and some who were most anxious for this improvement, were driven to the alternative of either voting against the whole bill, or of violating their obligation to support the Constitution, by giving their sanction to what they regarded as the illegal exercise of a power, which, if once established, would certainly be used to withdraw from this State, to a great extent, the advantages she has won by her unaided efforts, and by the expenditure of millions derived solely from her own resources. The passage of the bill containing these appropriations would have formed a precedent for resorting to the treasury of the United States, for funds to execute projects having no pretensions to be ranked among those of a public or national character. I venture to affirm that the people of this State, in order to procure one or two hundred thousand dollars, for what is really a national object, will never depart from a sound construction of the Constitution approved by our wisest statesmen, and consent to a dangerous en-



largement of the powers of the general government, which would be used to take from them indirectly many millions. They cherish the Federal Constitution, and more highly prize the common welfare, which can only be permanently maintained by a proper exercise of the powers delegated to Congress, than any advantages they might obtain by unwarrantably extending these powers to accommodate their local interests, or by giving their sanction to an illegal application of them to favor the local interests of others.

If the appropriation for improving the Hudson river must be encumbered with others for objects not generally considered within the powers of Congress, and its success must abide the event of a struggle to establish a theory of construing the Constitution adverse to the salutary doctrines contained in the message of the present Executive on the Maysville road, and since virtually sanctioned by the people of the United States, you ought, under these circumstances, to consider whether the interest of your constituents does not require that this improvement should be embraced among our public works.

Two modes of overcoming the difficulties in the navigation of this river have been suggested; the one by excavating the alluvial deposits with machines, or removing them by contracting the channel, and thus increasing the force of the current; the other by constructing a lateral ship-canal, commencing below the bars, and extending to the cities above.

Apprehensions are entertained by many acquainted with this subject, that the removal of these deposits, will afford but a temporary relief, and that natural causes will soon form others. The ship-canal is considered by them as the most certain, as well as the most economical mode of effecting this improvement. This work is of a different character from any that the State has yet executed. You will therefore feel the necessity of examining carefully the various plans that have been, or may be, suggested, before making any selection, should you decide in favor of the expediency of the undertaking.

Our first public work of internal improvement was commenced in 1817, and in the course of sixteen years we have completed six canals—The Erie, the Champlain, the Oswego, the Cayuga and Seneca, the Chemung and the Crooked Lake. By means of them, water communications are opened from the Hudson river to the Susquehannah on the south, to the lakes in the interior of the State, and to the inland seas on our northern and western frontiers. The aggregate length of these canals, is five hundred and thirty miles, and the amount expended in their construction, is more than eleven and an half millions of dollars. From the commencement of the system it has been steadily carried forward, without interruption, under wise councils and prudent management.

At the last session of the Legislature, another canal, of ninety-five miles in length, was ordered to be constructed; which will involve, as recent examinations seem to indicate, a further expenditure of one million five hundred thousand dollars. Though some of these works were not undertaken so early as those sections of

the State most immediately interested in them, desired, yet I am disposed to believe we have effected more, by a cautious policy, than would have been done by a less considerate course of proceeding. By attempting too much at once, we might not only have done less, but endangered the entire system.

The splendid success generally ascribed to the whole, is in truth, the result of only a part of our works. The Chemung and Crooked Lake canals have not been in operation a sufficient time to show the extent of their utility; but it is estimated that they will not equal in productiveness the Cayuga and Seneca, or the Oswego canal, which have not yet ceased to be a burden on the public treasury.

The Commissioners of the Canal Fund estimate the charges, above the amount of tolls, for the support of the Chemung canal, for the ensuing year, at thirty thousand, eight hundred and thirteen dollars and sixteen cents; and of the Crooked Lake canal, at eight thousand five hundred dollars. These sums, if the estimate should prove correct, must be paid out of the treasury of the State.

The revenue of the Oswego and of the Cayuga and Seneca canals, has considerably augmented during the past season, and if a fair allowance were made for the increase of tolls on the Erie canal in consequence of the additional business resulting from these canals, their income would probably be equal to the expense of repairs and supervision, and the interest on the debt incurred for their construction.

The amount beyond the income of these canals, paid for their support last year from the treasury, was nineteen thousand five hundred and sixty-five dollars and twenty-seven cents; and the estimate of the amount to be paid for the same purpose the ensuing year, is twenty thousand two hundred and seventeen dollars and thirty-six cents.

I do not allude to these circumstances with the view of questioning the policy of these works subordinate to the Erie canal, but to justify the considerate movements which have characterized our past legislation, and which I hope to see observed in our future measures on this important subject. I desire not to be understood by this remark as entertaining a wish to withdraw your attention from any of the applications which may be made to you for internal improvement; my wish is, to see the system not only continued, but carried forward, in the way best calculated to diffuse its blessings as widely as practicable. We are favored with a country every where presenting capabilities for improvement, and containing industrious and enterprising inhabitants, who are rapidly developing its resources, and anxious to have their own energies aided by the patronage of the government in removing the obstacles which intercept their easy access to our great markets.

I am aware that applications will be made to you for the construction of several other works, which I deem it unnecessary to specify, because I have not sufficient information in relation to any of them to enable me to make particular suggestions which would

aid your deliberations. My views relative to the character of works which it is expedient to execute at the public expense, were submitted to your immediate predecessors. Upon further consideration of the subject, I see no reasons for modifying them. The proper application of the principles then stated, will, in my judgment, carry us forward in the progress of improvement as rapidly as sound policy dictates, and in due time will extend our system to all the objects which ought to be embraced in it.

If these views should appear to you too restrictive in their operation, and you should deem it expedient to authorise public works, which, for a series of years after they are finished, will impose an annually increasing charge on the treasury for their support, besides *entailing on the State* a debt for the original expenditure, you will, I presume, consider it your duty to *provide the means for the ultimate payment of these burdens at the same time they are created.* This provision can, in my judgment, only be made by a general tax, or by a permanent incumbrance upon the revenue of the Erie and Champlain canals. The injury that would result to the State at large, by resorting to either of these modes to raise funds for such a purpose, would, I think, much more than counter-vail the advantages of any public work which will not pay, after the lapse of many years, the interest on the sum expended for its construction, and the expense of repairs and superintendence.

For most, if not for all, of the proposed works, several routes are suggested; and various opinions are entertained as to the proper points for connecting them with the canals already completed, and with our rivers and the lakes. There are strong considerations to induce you, before authorising the construction of any work, to have the routes minutely and accurately surveyed, and the proposed points of connection carefully examined by skilful and experienced persons, with a view to ascertain the amount of expenditure it will involve, and its utility when completed. The propriety of such a course is evinced by the fact that casual examinations and partial surveys have in all cases led to very erroneous estimates. All the works that have been completed, were authorised under the confident expectation that they would require a much less sum to construct them than they have actually cost. The route of the Chenango canal was repeatedly surveyed, for the purpose of ascertaining accurately the expenditure; but after all the pains taken to arrive at a correct result, the estimates were in some instances fifty, and in others seventy-five per cent below the sum which the surveys recently made, with a view to its actual construction, indicate as its probable cost.

It would be desirable to distribute impartially to all parts of the State the benefits of internal improvements; but this cannot be done, because all parts do not offer equal facilities and equal advantages for public works. Indulging, as I trust you do, a desire to diffuse these benefits to a reasonable extent, you will consider the various plans that may be presented to you, and test them by the application of the general principles of legislation which ought to direct your proceedings on this important subject. The dis-

position you may feel bound to make of them, will, I trust, be generally approved.

I have no doubt you will grant, as good policy requires you should, liberal terms and fair privileges to companies or individuals who may be willing to vest their capital in works for the improvement of the State, or for developing any of its resources.

The great design of internal improvements is to afford to the people generally the means of an easy and expeditious intercourse, and to increase facilities for the transportation of their products and articles of merchandize. While we are intent upon devising and executing magnificent works for attaining these objects, let us not lose sight of those of a humbler character, but of very general interest, essentially contributing to the same end. The heavy burdens annually imposed upon the people for common highways and bridges, are not, it is generally believed, attended with corresponding benefits. The mode of applying the labor assessed and the money raised for this purpose, is conceived to be defective. Without increasing the public expense, much better results might be obtained, by securing greater economy in the expenditures, and a more skilful application of the labor to the objects to be accomplished. The general interest of all classes of our citizens in this subject, will commend it to your favorable notice.

We are apprised, through the medium of the public journals, that numerous applications will be made to you for the increase of banking institutions. Notices for one hundred and five new banks, with capitals amounting to about fifty-six million dollars, have already been published, and it is probable that additions will be made to this number. These institutions have a vital connection with the business pursuits of our constituents, by reason of their effects on the citizens in their immediate vicinity, and their influence on the currency of the country. Our business transactions have been so long conducted by means of bank credits, and by the use of a paper currency, that this course has become firmly settled, and, if it were desirable, it would be scarcely possible, to change its direction. Banks are now regarded as necessary establishments; but I cannot believe that they are required to the extent now asked for. So far as the business of the country demands an increase of them, you will feel inclined to add to their number.

Banking privileges, not only as they are granted by this State, but as they exist in almost every country, are a monopoly which ought not certainly to be increased beyond the actual exigencies of the public. Private interest in respect to these institutions, unless it accords with the public demand for them, should not, and I dare presume to say, will not, be permitted to influence your action on this subject. All legislation which turns aside from the public good, to administer favors to individuals or classes, is partial and mischievous. Every charter granted on the terms heretofore imposed, confers, in the prosperous condition of the State, a donation on the stockholders, of a sum varying from ten to fifteen per cent on the capital of the company.

Though I do not impute to the applicants in any instance, selfishness as their leading motive, yet we should overlook a universal law of human conduct, if we did not suppose that self-interest mingles its influence in their actions, and exerts its sophistry to mislead their judgments, as to the public necessity for institutions from which they have reason to expect a considerable direct pecuniary benefit. If any means could be devised to cause the stock to go into the hands of those to whom it is distributed, worth only its par value, I think there would be much less solicitude for the increase of banks. Whatever value is given to the stock above the sum paid for it, in consequence of the franchise or peculiar privileges granted to the corporation, may, upon any principles of justice, be withheld from the subscribers, and rightfully claimed by the State; and it is a cause of regret that some provision to effect this object had not long since been adopted.

The increasing pressure upon the Legislature for the multiplication of banks, and the constantly recurring contests attending the distribution of stocks, are every day demonstrating the propriety of such a measure. I am ready to admit that there are many plausible, and some weighty objections, to appropriating to the State the enhanced value of the stock of an institution chartered by the Legislature. The consideration that former applicants have received advantages which are to be denied to others of equal merit, ought not to prevail against any measure for correcting the abuses resulting from the bestowment of these advantages. If such an objection is valid now, it must be equally so at any future period; and the evils must continue, because they have once existed. One of the most effectual modes which has occurred to me, of withholding from the original owners the premium on bank stock, is by a public sale, and reserving to the State the advance above the par value. To this mode of distribution there are several objections. It would facilitate the concentration of stock in the hands of a few wealthy individuals, and thereby lead to a monied influence unfriendly to the free principles of our government. Besides, a bank, in the vicinity of its stockholders, and these not only numerous, but composed of citizens of various pursuits and different sentiments, will be more certain to fulfil the public designs of such an institution, than one owned by a few individuals, residing perhaps at a distance from it, who would feel less disposed to accommodate local customers, and be more strongly tempted to devote it to personal and private purposes.

If the premiums on the sales of stock were either paid into the treasury for general purposes, or assigned to any of the particular Funds, this disposition of them, which would be but the mere incident of a measure to correct existing abuses, might be converted into a principal motive for increasing such institutions. The desire of supplying the wants of an exhausted treasury, or of increasing a favorite fund, might possibly operate as an inducement to grant applications which would not be sustained on the ground of public utility. Combinations, by speculators, at the sale, might also prevent fair competition, and engross the stock. These objections, to

some extent at least, are admitted; but it is believed their force might be much weakened by wise provisions of law regulating the sales, yet whether sufficiently so to render the measure expedient, is a question for your determination.

The reduction of interest on bank loans has been suggested as a measure that would prevent an undue multiplication of banks, by removing private inducements for charters. Judging, from the exorbitant profits of most of these institutions, it would appear that the interest on such loans might be brought down to, and even below, six per cent, and still the investment of capital in bank stock yield ordinary profits. I much fear, however, that this measure is more specious in theory, than it would be sound in practice. There are many things that laws cannot effectually control; and one of them is the interest of money. If the use of money is worth eight or ten per cent, those who have it to loan will generally contrive, in spite of legislative enactments, to obtain that rate of interest. The reduction of interest on bank loans, below the general rate, would increase, I apprehend, to an alarming extent, one of the evils to be dreaded from these monopolies. Their tendency is to degenerate into exclusively private institutions, conducted on the narrow principles of favoritism. If bank interest was one or two per cent below the common rate, their loans would generally be made to persons interested in the institutions; and, so far as the public at large was accommodated, it would be done by a secondary operation, through the agency of those persons, at or above the common rate of interest. The large profits in which all the stockholders now participate, would be partially withdrawn from them; not however to be more generally diffused, but to be concentrated in a narrower circle. The concentration of benefits would be speedily followed by the concentration of the stock; and the few who would by these means get the management of an institution, would be likely to use it for the purpose of private speculation, or to secure to themselves accommodations for their own business on better terms than their competitors would be able to obtain. If such should be the effect of this measure, the inducements of a private character for the multiplication of banks would be increased, and the public benefits intended to be conferred by them, diminished.

The beneficial effects expected from the proposed reduction, would probably be defeated by changing the mode of doing business at the banks. Instead of loaning money on paper, payable at their own counters, they would use their funds to purchase drafts and bills made payable at other places, at such a discount as would be equal, at least, to the general rate of interest. This operation could not be restrained, nor the rate of discount regulated by law, without essentially impairing the public usefulness of these institutions.

A general reduction of interest on all loans and other contracts, would leave banks with at least the comparative advantage they now possess, and the effects of such a measure upon the general prosperity of the State, are worthy of your profoundest considera-

tion. That the accumulation of substantial capital, as distinguished from bank loans and a surcharged circulation of bank paper, is conducive to our general prosperity, cannot be doubted. It is equally obvious that, bringing down the rate of interest, would, to some extent, diminish the total amount of our capital, or at least check its introduction into the State. Other parts of the Union, where the rate of interest is below ours, think that in this respect we have advantages over them, and they are making efforts to increase it to our percentage. In prosperous times, abundance of capital enables us to expand our business and develop our resources; and in seasons of embarrassment, it helps us to sustain the public pressure.

But if the stock of such new institutions as you may deem it discreet to grant, must be scrambled for by the subscribers, and go into the hands of the successful competitors, *worth* considerably more than its par value, much of the bitterness of feeling, ordinarily resulting from these contests, would be prevented, and combinations to get control of these institutions, in some measure, defeated, by appointing commissioners for the distribution of stock, in each case, who reside out of the county wherein the bank is to be located, and who shall be not only disqualified from holding any office in it, but from taking directly or indirectly, any of the stock, for a limited time after it shall go into operation.

These considerations are worthy of your serious attention; but much less so, than the great questions, how far banking capital can be safely augmented, and what further safeguards are required to secure our banking institutions from disasters, in seasons of great commercial revulsion and general embarrassment. In the course of events, such seasons will come, and the increase of banks may be one of the causes that will contribute to their recurrence; and when they do come, it will certainly be the cause of aggravating the severity of the public distress.

Almost the entire business transactions of this State, and of the whole country, are founded on a gigantic system of credit. This system expands, not only with the increase, but by the continuance of our prosperity. Success emboldens the spirit of enterprize, and men gradually forget the lessons of caution and prudence, that adversity teaches, as they recede from the times in which they have received this useful instruction. It is your duty, when called on to extend this system by multiplying banks, to consider well what effect this measure will have upon the stability of the whole. If you enlarge the superstructure, you ought to strengthen the foundation.

It is worthy of your consideration, whether an additional safeguard would not be afforded by a general provision, restricting the circulation, not only of the new banks, but, in due time, of those already incorporated, to the amount of their capital. This restriction, seems to me, to be well calculated to add to the public security, without greatly impairing the ability of these institutions to administer to the public wants. Only the specie in the vaults of the banks, remains necessarily in an unproductive state; the re-

sidue of the capital may be profitably employed; which, together with the privilege of a circulation equal to the whole, and the use of the temporary deposits, will enable them to defray their necessary expenses, and render a liberal return to the stockholders for their investments.

I should extremely regret that the considerations which I have urged for cautious action on this subject, should be construed into a warning against particular impending dangers. I am confident there is, at the present time, no existing cause for alarm. Our system of credit, compared with the immense business of the State, embracing, as it does, the transactions of the principal commercial emporium of this great nation, is not extended beyond the systems of the neighboring states, or those of other commercial countries. Besides all the safeguards provided for banks elsewhere, this State has fortified her institutions with additional securities—by creating a fund to protect bill-holders from ultimate loss—by making it the interest of all to detect the mismanagement and contribute to the safety of each—and by instituting a visitorial commission to supervise their operations with ample powers, not merely to correct, but to prevent abuses.

The last four years have been to the people of this State a season of unwonted prosperity. Within this time there has been none of those commercial alternations which ordinarily happen every few years, except a slight pressure about two years since, occasioned mostly by an unfavorable balance against the country in its foreign trade, and one of local operation, at this time, resulting principally from the management to which the Bank of the United States has resorted with a view to obtain a renewal of its charter; but the former of these did not, and, it is believed, the latter can not, put to a severe trial the solidity of our banking institutions.

The Legislature have, within these four years, added nine millions to our banking capital; and you will be urged at this session to add many millions more. It appears to me that it would be hazarding too much to augment this capital to an unprecedented extent, before we have had the experience of less prosperous times to test the effect of the increase already made. While you feel a desire to contribute, in this respect, to the wants of the various sections of the State, you will, I trust, bear in mind that you are acting on a subject of vital importance to all, in its nature both delicate and difficult—delicate, because it relates to a system sustained in a great degree by extensive and mutual confidence—and difficult, because it has numerous and complicated relations to the business pursuits of all classes of our constituents.

The Constitution is now so amended as to allow the Legislature to reduce the duty on salt manufactured in the western part of this State, to six cents on each bushel; this subject will, therefore, properly occupy your attention. The vote on the amendment of the Constitution shows clearly that a reduction is generally expected; but a question may arise as to the amount proper to be made at this time. I think there are sufficient reasons for bringing down the duty at once to the minimum rate. Salt is an article of gene-



ral consumption, and a diminution of its price is a direct benefit to the consumers. The demand for that manufactured in this State, is regulated by the extent of the country to which it furnishes a supply, and this extent will be enlarged as the price is reduced.—A regard to the public revenue, as well as to the interest of the manufacturers, requires that the region for consumption should be extended as widely as practicable. The material for the manufacture of this article is so abundant, that the supply may be easily made equal to the utmost demand.

Of the salt manufactured by our citizens, large quantities are consumed in the Canadas—it supplies the country around the lakes, the western part of Pennsylvania, and a large portion of the *State of Ohio*, and enters into competition with the salt made at the *Kenhawa springs* in Virginia, on the borders of Indiana and Illinois. A reduction of six and one half cents on the bushel will be the means of extending the sphere of consumption far beyond these limits, and the increase in the quantity manufactured for the purpose of satisfying this additional demand, will ultimately compensate the revenue for the decrease in the rate of duty. The mutual interest of the manufacturers and the consumers in this State—the advantages to the business intercourse between our citizens and the north and west, resulting directly and indirectly from our ability to supply these regions with this important and necessary article, and the ultimate effects of this increased demand upon the public revenue, considered in reference to the tolls on the canal, as well as to the direct duty on the salt, render it expedient, in my opinion, to bring the reduction to the lowest constitutional limit.

The militia system was cherished by the patriots who laid the foundations of the General and State governments, as essential to the preservation of our liberties. I regret that efforts have been made to bring it into some disrepute. The unfavorable opinions which now prevail on this important subject, do not arise, I am persuaded, from a general conviction that all organization of the kind is useless; but they are to be ascribed to the defects of the present system. These defects can be effectually removed only by Congress.

The joint resolutions of both houses of the last Legislature, suggesting several modifications of the present laws, have been transmitted, agreeably to a direction therein, to our senators and representatives in Congress, and also to the governors of the several states, with a request that they might be laid before the respective legislatures thereof. It is reasonable to expect that this subject will occupy the attention of Congress, and that the present organization will be so far improved, as to remedy its defects without impairing its efficiency.

By the report of the Adjutant-General for the present year, the numerical force of the militia of this State appears to be one hundred and eighty-eight thousand, four hundred and forty-seven men.

The particular funds of the State continue in a prosperous condition. The Canal fund, notwithstanding the reduction of the tolls, has increased in productiveness. The total amount of receipts

during the fiscal year ending on the thirtieth of September, including the tolls on the Oswego and the Cayuga and Seneca canals, and the interest on the surplus moneys belonging to this fund, was one million nine hundred and ten thousand eight hundred and ninety-five dollars and sixty-four cents. The total amount of canal debt is six million six hundred and seventy-three thousand and six dollars and twenty-nine cents. The debt created for the construction of the Erie and Champlain canals, was, on the thirtieth of September, five million five hundred and twenty-two thousand six hundred and fifty-nine dollars and twenty-nine cents. To this debt the constitutional pledge of the tolls at a specified rate, and of the auction and salt duties, attaches. During the last year, the Commissioners expended one million five hundred and sixty-six thousand three hundred and ten dollars and three cents, in purchasing the stock of this debt. In consequence of the period of redemption being in 1837 and 1845, they were obliged to make purchases at a premium. After making these purchases, they had money on loan, and invested in other stocks, amounting to two million six hundred and two thousand five hundred and ninety-four dollars and seventy-six cents, belonging to this fund. The actual amount of the debt to which the constitutional pledge is applicable, beyond the means the Commissioners possess for redeeming it, is therefore only two million nine hundred and twenty thousand and sixty-four dollars and fifty-three cents. If large expenditures are not made for enlarging and improving the Erie and Champlain canals, the Commissioners will probably have, before the end of three years, sufficient means for discharging the whole of this debt; yet the pledge must continue, unless all the stock be purchased, until July, 1845. The object of the pledge was to obtain the means of reimbursing the loans made for the construction of these works. When funds are accumulated amply sufficient for this end, there can be no good reason for retaining the pledge. Its continuance beyond that period, will be attended with embarrassments and positive injury. It will prevent such a modification of the tolls, as would best subserve the interest of trade, or as would produce the best results as to revenue. If it is intended, as the course of your predecessors for a few years past seems to have indicated, that the canals shall return to the general treasury of the State, some part or the whole of the moneys that have been taken from it for their benefit, it would be proper to have that matter adjusted as soon as practicable. Should it be judged expedient to make the revenues of the canals subsidiary to the support, or the construction, of other public works of internal improvement—even for this purpose, it would be convenient to have them disencumbered at an early period. After considering this subject in all its bearings, you will determine whether the interest of the State requires that this pledge should be removed, when sufficient means for paying the loans secured by it, shall have been obtained. As such a measure will require an amendment of the Constitution, which cannot be effected in a shorter period than two years, you are invited to consider it at the present session.

The productive capital of the School fund is one million seven hundred and fifty-four thousand forty-six dollars and eighty-four cents, and has increased eighteen thousand eight hundred and seventy-one dollars and fifty-six cents, the last year. Its income was, during that year, one hundred and nine thousand one hundred and seventeen dollars and seventy-seven cents.

The capital of the Literature fund is two hundred fifty-seven thousand nine hundred thirteen dollars and forty-six cents, and it produced an income last year, of twenty-two thousand five hundred and seventy-seven dollars and twenty-two cents.

I presented to your immediate predecessors the condition of the General fund, and urged on them the necessity of devising the means of replenishing it. Such a measure seemed to me necessary to enable that fund, not only to defray the ordinary expenses of the government, which amount annually to about three hundred thousand dollars, but to pay such appropriations as it might be deemed expedient to make, for establishing or supporting institutions for objects worthy of public patronage. That duty was deferred, and it now devolves on you. I take the liberty to refer you to my annual message to the Legislature last year, for my views on this subject, and to recommend to you to devise and settle a system of finance for the support of the government.

Having discharged the duty imposed on me by the Constitution, of communicating to you the condition of the State, and recommending such matters as in my judgment ought to engage your attention, permit me in conclusion to assure you that I shall most cordially co-operate with you in all measures for the common good of our constituents, or for the interest of any portion of them, so far as it is compatible with the welfare of all.

W. L. MARCY.

*Albany, Jan. 7, 1834.*

### Documents accompanying the Governor's Message.

*Copy of a Letter from the Commissioners appointed to settle the Boundary Line between the State of New-York and the State of New-Jersey.*

*New-York, October 20th, 1833.*

SIR,

We have the honor to inform you that pursuant to our appointment under the act concerning the territorial limits and jurisdiction of the State of New-York and the State of New-Jersey, passed January 18th, 1833, and after several conferences with the Commissioners appointed under a similar law of the State of New-Jersey, we have concluded an agreement for the purpose of settling the boundary referred to in those acts.

We deem it unnecessary to enter into a detailed account of the course of the negotiation, and will only observe in respect to it, that waiving all discussion of the strict rights of either party, the

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Commissioners on both sides made such concessions as they supposed to be not only compatible with the substantial interests of each of the States, but conducive to the harmony and welfare of both. Proceeding upon these principles, it will be seen that the middle of the waters which divide this State from New-Jersey has been agreed upon as the line of property, with such variations as to include within this State the islands belonging to it; and that this is also to be the line of jurisdiction, except where circumstances render a departure from it proper. This was peculiarly the case with respect to the waters adjacent to the city of New-York, and we trust that the jurisdiction necessary for the health, improvement, and police of that city has been amply secured, and that the agreement herewith delivered to you will be satisfactory to the Legislature and to our fellow-citizens generally.

We are, Sir, with high respect,

Your obedient servants.

B. F. BUTLER,  
PETER AUGUSTUS JAY,  
HENRY SEYMOUR.

*To His Excellency WILLIAM L. MARCY,  
Governor of the State of New-York.*

*AGREEMENT made between the Commissioners on the part of the State of New-York, and the Commissioners on the part of the State of New-Jersey, relative to the Boundary Line between the two States.*

Agreement made and entered into by and between Benjamin F. Butler, Peter Augustus Jay and Henry Seymour, Commissioners duly appointed on the part and behalf of the State of New-York, in pursuance of an act of the Legislature of the said State, entitled "An act concerning the territorial limits and jurisdiction of the State of New-York and the State of New-Jersey," passed January 18th, 1833, of the one part, and Theodore Frelinghuysen, James Parker and Lucius Q. C. Elmer, Commissioners duly appointed on the part and behalf of the State of New-Jersey, in pursuance of an act of the Legislature of the said State, entitled "An act for the settlement of the territorial limits and jurisdiction between the States of New-Jersey and New-York," passed February 6th, 1833, of the other part.

#### ARTICLE FIRST.

The boundary line between the two States of New-York and New-Jersey, from a point in the middle of Hudson river opposite the point on the west shore thereof, in the forty-first degree of north latitude, as heretofore ascertained and marked, to the main sea, shall be the middle of the said river, of the bay of New-York, of the waters between Staten-Island and New-Jersey, and of Raritan bay, to the main sea, except as hereinafter otherwise particularly mentioned.

## ARTICLE SECOND.

The State of New-York shall retain its present jurisdiction of and over Bedlow's and Ellis' islands, and shall also retain exclusive jurisdiction of and over the other islands lying in the waters above mentioned, and now under the jurisdiction of that State.

## ARTICLE THIRD.

The State of New-York shall have and enjoy exclusive jurisdiction of and over all the waters of the bay of New-York, and of and over all the waters of Hudson river lying west of Manhattan island and to the south of the mouth of Spuytenduyvel creek, and of and over the lands covered by the said waters to the low water mark on the westerly or New-Jersey side thereof; subject to the following rights of property and of jurisdiction of the State of New-Jersey, that is to say:

1. The State of New-Jersey shall have the exclusive right of property in and to the land under water lying west of the middle of the bay of New-York and west of the middle of that part of the Hudson river which lies between Manhattan island and New-Jersey.

2. The State of New-Jersey shall have the exclusive jurisdiction of and over the wharves, docks and improvements made, and to be made, on the shore of the said State, and of and over all vessels aground on said shore, or fastened to any such wharf or dock; except that the said vessels shall be subject to the quarantine or health laws, and laws in relation to passengers, of the State of New-York, which now exist or which may hereafter be passed.

3. The State of New-Jersey shall have the exclusive right of regulating the fisheries on the westerly side of the middle of the said waters, provided that the navigation be not obstructed or hindered.

## ARTICLE FOURTH.

The State of New-York shall have exclusive jurisdiction of and over the waters of the Kill Van Kull, between Staten-Island and New-Jersey, to the westernmost end of Shooter's island, in respect to such quarantine laws and laws relating to passengers as now exist or may hereafter be passed under the authority of that State, and for executing the same; and the said State shall also have exclusive jurisdiction, for the like purposes, of and over the waters of the Sound, from the westernmost end of Shooter's island to Woodbridge creek, as to all vessels bound to any port in the said State of New-York.

## ARTICLE FIFTH.

The State of New-Jersey shall have and enjoy exclusive jurisdiction of and over all the waters of the Sound between Staten-Island and New-Jersey lying south of Woodbridge creek, and of and over all the waters of Raritan bay lying westward of a line drawn from the light-house at Prince's bay to the mouth of Mattavan

creck, subject to the following rights of property and of jurisdiction of the State of New-York.

1. The State of New-York shall have the exclusive right of property in and to the land under water, lying between the middle of the said waters and Staten-Island.

2. The State of New-York shall have the exclusive jurisdiction of and over the wharves, docks and improvements made and to be made, on the shore of Staten-Island; and of and over all vessels aground on said shore, or fastened to any such wharf or dock, except that the said vessel shall be subject to the quarantine or health laws, and laws in relation to passengers of the State of New-Jersey which now exist, or which may hereafter be passed.

3. The State of New-York shall have the exclusive right of regulating the fisheries between the shore of Staten-Island and the middle of the said waters, provided that the navigation of the said waters be not obstructed or hindered.

### ARTICLE SIXTH.

Criminal process issued under the authority of the State of New-Jersey, against any person accused of an offence committed within that State; or committed on board of any vessel being under the exclusive jurisdiction of that State as aforesaid; or committed against the regulations made or to be made by that State, in relation to the fisheries mentioned in the third article; and also civil process issued under the authority of the State of New-Jersey against any person domiciled in that State, or against property taken out of that State to evade the laws thereof; may be served upon any of the said waters within the exclusive jurisdiction of the State of New-York, unless such person or property shall be on board a vessel aground upon, or fastened to the shore of the State of New-York, or fastened to a wharf adjoining thereto; or unless such person shall be under arrest, or such property shall be under seizure, by virtue of process or authority of the State of New-York.

### ARTICLE SEVENTH.

Criminal process issued under the authority of the State of New-York, against any person accused of an offence committed within that State; or committed on board of any vessel being under the exclusive jurisdiction of that State as aforesaid; or committed against the regulations made or to be made by that State, in relation to the fisheries mentioned in the fifth article; and also civil process issued under the authority of the State of New-York, against any person domiciled in that State, or against property taken out of that State to evade the laws thereof; may be served upon any of the said waters within the exclusive jurisdiction of the State of New-Jersey, unless such person or property shall be on board a vessel aground upon, or fastened to the shore of the State of New-Jersey, or fastened to a wharf adjoining thereto; or unless such person shall be under arrest, or such property shall be under

seizure, by virtue of process or authority of the State of New-Jersey.

### ARTICLE EIGHTH.

This agreement shall become binding on the two States when confirmed by the Legislatures thereof respectively, and when approved by the Congress of the United States.

Done in four parts (two of which are retained by the Commissioners of New-York, to be delivered to the Governor of that State, and the other two of which are retained by the Commissioners of New-Jersey, to be delivered to the Governor of that State,) at the city of New-York, this sixteenth day of September, in the year of our Lord one thousand eight hundred and thirty-three, and of the Independence of the United States the fifty-eighth.

(Signed,)

B. F. BUTLER,  
PETER AUGUSTUS JAY,  
HENRY SEYMOUR,

THEO. FRELINGHUYSEN,  
JAMES PARKER,  
LUCIUS Q. C. ELMER.

*Ordered*, That the said message be committed to a committee of the whole house.

*Ordered*, That four times the usual number of copies of the said message, and the documents accompanying the same, be printed for the use of the Legislature.

Mr. Dana offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the Clerk of this House be directed to pay to the members of this House, at the close of the present session, out of the contingent fund, the amount paid by them for postage on letters and documents for the public business received by them.

*Ordered*, That the said resolution be laid upon the table.

On motion of Mr. Ruggles,

*Resolved*, That this House adjourn until eleven o'clock to-morrow morning.

And then the House adjourned.

WEDNESDAY, JANUARY 8, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the county of Clinton, praying for the incorporation of a bank, to be located in the village of Plattsburgh in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Three several petitions of sundry inhabitants of the county of Chenango, praying for the incorporation of a bank, to be located in the town of Greene in said county, to be called the Chenango Canal Bank, with a capital of one hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Livingston, Steuben and Allegany, praying for the incorporation of a bank, to be located at Dansville, with a capital of two hundred thousand dollars, to be called the Bank of Dansville, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The memorial of Martin Van Alstyne and others, praying for the incorporation of the City Bank of Albany, with a capital of five hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Six several petitions of sundry inhabitants of the county of Wayne, praying for the incorporation of the Bank of Lyons, with a capital of two hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The memorial of the executors, widow and children of Nicholas W. Stuyvesant deceased, praying for the passage of an act to render efficacious certain clauses in the will of the said Nicholas W. Stuyvesant deceased, was read, and referred to the committee on the judiciary.

The memorial of the masters and mates of vessels of the port of New-York, praying for an alteration of the law organizing the justices' court of said city, called the Marine Court, was read, and referred to the committee on the judiciary.

The petition of the president, directors and company of the Bank of New-York, praying for the passage of an act authorising an increase of their capital, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Cortland, praying for the incorporation of the Cortland County Bank, with a capital of two hundred thousand dollars, to be located in Cortland village in said county, was read, and referred to the committee on



the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of the supervisors and sundry other inhabitants of the county of Delaware, praying for the incorporation of a bank, to be located at Delhi in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Washington, praying for the incorporation of a bank, with a capital of one hundred thousand dollars, to be located at Union village in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the town of Cocksackie in the county of Greene, praying for the incorporation of a bank, with a capital of one hundred thousand dollars, to be located at Cocksackie landing in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Tioga, praying for the incorporation of a bank, with a capital of two hundred thousand dollars, to be located at the village of Owego in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Ephraim Smith of the county of Tioga, praying remuneration for certain services rendered to the State, was read, and referred to the committee on the judiciary.

Four several petitions of sundry inhabitants of the county of Columbia, praying for the incorporation of a bank, to be located at the village of Kinderhook in said county, with a capital of two hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Genesee, Allegany and Cattaraugus, praying for the incorporation of a bank, to be located at the village of Perry in the county of Genesee, by the name and style of the Bank of Perry, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the Genesee Conference of the Methodist Episcopal Church, praying for the incorporation of a seminary of learning, under the management and control of said church, to be located at Lima in the county of Livingston, was read, and referred to the committee on colleges, academies and common schools.

Two several petitions of sundry inhabitants of the county of Wayne, praying for the incorporation of a bank, to be located in the village of Clyde in said county, with a capital of two hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Oswego, praying for the incorporation of a bank, to be located in said county, by the name and style of the Mechanics' and Farmers' Bank of Oswego county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Fredonia in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Westfield in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Forestville in said county, with a capital of one hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chautauque, praying for the passage of a law authorising the board of supervisors of said county to raise money for the erection of a new courthouse, was read, and referred to a select committee, consisting of Mr. Osborne, Mr. Hall and Mr. Bowne.

The petition of Henry Rice, Benjamin Lee and Daniel Hall, praying for the passage of an act directing the payment to them, out of the Treasury, of the sum of three hundred and forty-nine dollars and twenty-six cents, that being, as they allege, the sum for which lot number four in the northwest part of the late Oneida reservation was sold for, over and above the sum due the State thereon, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Tompkins, praying for the incorporation of the Tompkins County Bank with a capital of two hundred and fifty thousand dollars, to be located at the village of Ithaca in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Samuel Eaton, praying for the appointment of commissioners to appraise the damages alleged to have been sustained by certain lands in the town of Manlius in the county of Onondaga, by reason of the canal feeder, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the city of New-York, praying for the incorporation of a bank for savings, to be located in the Bowery, north of Grand-street in said city, and to be called the Bowery Savings Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the city and county of New-York, praying for the incorporation of a bank, to be called the Tompkins Bank, with a capital of five hundred thousand dollars, to be located in or north of Chatham square in said city, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the city of Buffalo, praying for the incorporation of the Commercial Bank of Buffalo, with a capital of five hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the village of Rochester, praying for the incorporation of the Mechanics' Bank, to be located in said village, with a capital of three hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the village of Rochester, and of parts of the towns of Gates and Brighton adjacent thereto, praying that said village may be incorporated as a city, was read, and referred to the committee on the incorporation of cities and villages.

The petition of sundry inhabitants of the counties of Monroe, Livingston and Allegany, praying for the construction of a canal from Rochester to Olean, was read, and referred to the committee on canals and internal improvements.

Two several petitions of sundry inhabitants of the county of Oneida, praying for the incorporation of the Oneida County Bank, with a capital of four hundred thousand dollars, to be located in the city of Utica, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the professors of the College of Physicians and Surgeons of the city of New-York, praying legislative relief, was read, and referred to the committee on medical subjects.

The petition of the president, directors and company of the New-York and Erie Rail-Road, and memorial of a convention of delegates from the city of New-York and southern tier of counties in the State, praying the aid of the State in the construction of said road, were read, and referred to the committee on rail-roads.

Three several petitions of sundry inhabitants of the county of Tompkins, praying for the incorporation of a company to construct a rail-road from the head of the Cayuga lake to the village of Ithaca, were read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the county of Oneida, praying for the passage of an act authorising the Canal Commissioners to change the location of the northern termination of the Chenango canal, were read, and referred to the Canal Commissioners.

The petition of sundry inhabitants of the town of Burlington in the county of Otsego, praying for the incorporation of a bank, to be located at New-Berlin in the county of Chenango, with a capital

of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Ten several petitions of sundry inhabitants of the county of Orleans, praying for the incorporation of a bank, to be located at Albion in said county, with a capital of one hundred and fifty thousand dollars, to be called the Bank of Orleans, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Orleans, praying for the incorporation of a bank, to be located at Medina in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chenango, praying for the incorporation of the Wool-Growers' Bank, to be located in the village of Norwich in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the president, directors and company of the Lockport Bank, praying for an increase of the capital stock of the said bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants residing on Long Island, praying for the incorporation of the Long Island Life Insurance and Trust Company, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the city and county of New-York, praying for the incorporation of a bank, by the name and style of the Commercial Bank, to be located in said city, with a capital of five hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the city and county of New-York, praying for the incorporation of a company, by the name and style of the Columbian Life Insurance and Trust Company, to be located in said city, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the County of Ulster, praying for the incorporation of a bank, to be located in the village of Ulster in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the village of Laurens in the county of Otsego, praying for the incorporation of said village, was read, and referred to the committee on the incorporation of cities and villages.

Four several petitions of sundry inhabitants of the county of Jefferson, praying for the incorporation of a bank, to be located in the village of Sacket's-Harbor, with a capital of two hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the board of supervisors of the city and county of Albany, praying for the passage of an act authorising them to erect a new jail and work-house for said county, was read, and referred to a select committee, consisting of Mr. Staats, Mr. Livingston and Mr. Williams.

The petition of sundry inhabitants of the city and county of Albany, praying for the incorporation of a bank, to be located in the village of Watervliet, by the name and style of the Watervliet Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Washington, praying for the incorporation of a bank, to be located in the town of Salem in said county, with a capital of one hundred thousand dollars, by the name and style of the Bank of Salem, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located in the village of Le Roy in said county, with a capital of two hundred thousand dollars, by the name and style of the Le Roy Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the western part of the State of New-York, praying for the passage of an act empowering the First Genesee Union Botanic Society to license practitioners, was read, and referred to the committee on medical subjects.

The petition of sundry inhabitants of the town of Norfolk in the county of St. Lawrence, praying for the passage of an act annexing a part of the town of Norfolk to the town of Stockholm in said county, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the counties of Oneida, Madison, Otsego and Chenango, praying for the incorporation of a company to construct a McAdam road from Utica in the county of Oneida, to New-Berlin in the county of Chenango, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the counties of Oneida and Madison, praying for the incorporation of a bank, to be located in the village of Waterville in the county of Oneida, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Uriah Shearer of the county of Chautauque, praying remuneration for damages alleged to have been sustained in consequence of the construction of the Champlain canal, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the counties of Wayne and Ontario, praying for the erection of a new county from parts of said counties, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Madison, praying for the incorporation of a bank, to be located in the village of Hamilton in said county, with a capital of one hundred and fifty thousand dollars, by the name and style of the Hamilton Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the trustees of the Holland Patent Academy in the county of Oneida, praying for the incorporation of said academy, was read, and referred to the committee on colleges, academies and common schools.

The petition of James Bacon, Russel Fuller, D. M. Crowell and William Francis, a committee appointed by the inhabitants of the town of Steuben in the county of Oneida, at their last annual town meeting, for the passage of an act authorising the town to raise money by tax to build a town-house in said town, was read, and referred to a select committee, consisting of Mr. Thomson, Mr. Shays and Mr. Beardslee.

The petition of sundry inhabitants of the city of New-York, praying for the incorporation of a bank, with a capital of five hundred thousand dollars, to be located in the eighth ward of said city, by the name and style of the La Fayette Bank of the city of New-York, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Tompkins, praying for an appropriation from the State treasury for the removal of a bar at the mouth of the inlet of the Cayuga lake, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of school districts number fourteen and seventeen in the town of Galen, county of Wayne, praying to be incorporated into one permanent school district, to be called the Clyde High School, was read, and referred to the committee on colleges, academies and common schools.

The petition of Bradley Ladd of the county of Oneida, praying for an alteration of his name, was read, and referred to a select committee, consisting of Mr. Stafford, Mr. Jones and Mr. I. S. Parker.

The petition of the Farmers' Fire Insurance and Loan Company, praying for an alteration of their charter, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chenango, praying for the incorporation of a bank, to be located in the village of New-Berlin, by the name and style of the New-Berlin Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Montgomery,

praying for the incorporation of a bank, to be located in the village of Canajoharie, with a capital of two hundred thousand dollars, by the name and style of the Canajoharie Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Madison, praying for the incorporation of a bank, to be located at Cortlandville in Cortland county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

A communication from the Comptroller was received and read, in the words following, to wit:

COMPTROLLER'S OFFICE, }  
Albany, January 8, 1834. }

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

Herewith is transmitted the annual report required from this office.

I have the honor to be,  
With great respect,  
Your obedient servant,  
A. C. FLAGG, *Comptroller.*

[See Document No. 5.]

*Ordered,* That the said communication be referred to the committee on ways and means.

*Ordered,* That double the usual number of copies of the said communication be printed for the use of the Legislature.

A communication from the Superintendent of Common Schools was received and read, in the words following, to wit:

STATE OF NEW-YORK, }  
SECRETARY'S OFFICE. }  
Albany, 8th January, 1834.

To the Speaker of the Assembly.

SIR:

I have the honor to present to the Legislature the Annual Report required of the Secretary of State as Superintendent of Common Schools.

I am, very respectfully,  
Your ob't serv't.  
JOHN A. DIX.

[See Document No. 9.]

*Ordered,* That the said communication be referred to the committee on colleges, academies and common schools.

*Ordered,* That double the usual number of copies of the said communication be printed for the use of the Legislature.

A communication from the Commissioners of the Canal Fund was received and read, in the words following, to wit:

*To the Legislature of the State of New-York.*

The Commissioners of the Canal Fund, pursuant to chapter title two of the first part of the Revised Statutes, respectfully submit the following report:

[See Document No. 4.]

*Ordered,* That the said communication be referred to the committee on canals and internal improvements.

*Ordered,* That double the usual number of copies of the communication be printed for the use of the Legislature.

A communication from the Treasurer was received and read in the words following, to wit:

STATE OF NEW-YORK, }  
TREASURER'S OFFICE. }

*Albany, January 8, 1833*

SIR,

I have the honor herewith to transmit the annual report required from this office.

I am, with great respect,

Your obedient servant,

A. KEYSER, *Treasurer*

To WILLIAM BAKER,

*Speaker of the Assembly.*

[See Document No. 6.]

*Ordered,* That the said communication be laid upon the table.

*Ordered,* That double the usual number of copies of the communication be printed for the use of the Legislature.

A communication from the commissioners appointed under act passed the 26th of February, 1833, relative to supplying the city of New-York with pure and wholesome water, was received and read, in the words following, to wit:

*New-York, December 31, 1832*

THE HON. THE SPEAKER OF THE HOUSE OF ASSEMBLY.

SIR,

The undersigned Commissioners, in compliance with the provisions of the act of the Legislature, passed the 26th of February 1833, herewith transmit their report, which you will please before the Honorable the Assembly.

We are, very respectfully,

Your obedient servants,

STEPHEN ALLEN,  
SAUL ALLEY,  
CHAS. DUSENBERRY,  
WILLIAM W. FOX,  
BENJAMIN M. BROWN



## [See Document No. 15.]

*Ordered*, That the said report be referred to a select committee, consisting of the members attending this House from the city and county of New-York, and from the county of Westchester.

*Ordered*, That the usual number of copies of the said report be printed for the use of the Legislature.

Mr. Staats gave notice that he would, at some future day, introduce a bill for the relief of Catharine Strong and Jane Nugent.

*Ordered*, That twice the usual number of copies of the petition and memorial, praying the aid of the State in the construction of the contemplated New-York and Erie rail-road, be printed for the use of the Legislature.

## [See Document No. 10.]

Mr. McKeon offered for the consideration of the House, two several resolution, in the words following, to wit:

*Resolved*, (if the Senate concur,) That the removal of the public deposits from the Bank of the United States, is a measure of the administration of which we highly approve.

*Resolved*, (if the Senate concur,) That the senators from this State be directed, and the representatives from this State be requested, to oppose any attempt to restore the deposits to the Bank of the United States.

*Ordered*, That the said resolutions be laid upon the table.

The Senate sent for concurrence, a resolution, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That the joint rules of the Senate and Assembly, which were in force at the last session of the Legislature, be adopted for the government of the two Houses during the present session.

*Ordered*, That the said resolution be laid upon the table.

The House then resolved itself into a committee of the whole, on the message of the Governor; and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Cargill, from the said committee, reported, that the committee had agreed to several resolutions, in the words following, to wit:

*Resolved*, That so much of the Governor's message as relates to the judiciary of the State, be referred to the standing committee on the judiciary.

*Resolved*, That so much of the said message as relates to the finances of the State, and the funds and revenue thereof, be referred to the standing committee on ways and means.

*Resolved*, That so much of said message as relates to canals and internal improvements, be referred to the standing committee on canals and internal improvements.

*Resolved*, That so much of said message as relates to public instruction, and the subject of education, be referred to the standing committee on colleges, academics and common schools.

*Resolved*, That so much of said message as relates to State pri-

sons, be referred to the standing committee on State prisons and the penitentiary system.

*Resolved*, That so much of the said message as relates to militia, be referred to the standing committee on the militia and public defence.

*Resolved*, That so much of the said message as relates to agriculture, be referred to the standing committee on agriculture.

*Resolved*, That so much of said message as relates to poor houses, be referred to a select committee.

*Resolved*, That so much of said message as relates to banks, be referred to the standing committee on banks and insurance companies.

*Resolved*, That so much of said message as relates to the settlement of the boundary line between this State and the State of New-Jersey, be referred to a joint committee of the Senate and Assembly.

*Resolved*, That so much of said message as relates to the insane poor, be referred to a select committee.

*Resolved*, That so much of said message as relates to the deaf and dumb, and the blind, be referred to a select committee.

Which he was directed to report to the House; and he read his report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

And then the House adjourned until eleven o'clock to-morrow morning.

## THURSDAY, JANUARY 9, 1834.

The House met pursuant to adjournment.

Mr. Degrauw, a member of Assembly duly elected in the county of New-York, appeared in the Assembly chamber.

Thereupon,

The Speaker duly administered to him the oath of office prescribed by the Constitution.

*Ordered*, That Mr. Degrauw do take his seat.

The petition of sundry inhabitants of the county of Rensselaer praying for the incorporation of a bank, to be located at Lansingburgh in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the city of New-York praying for the incorporation of a bank, to be located in said city with a capital of two million dollars, by the name and style of Pearl-street Bank, was read, and referred to the committee on incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Washington, praying for the incorporation of a bank, to be located in the village of Lansingburgh in the county of Rensselaer, with a capital of two hundred thousand dollars, by the name and style of the Rensselaer County Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the county of Jefferson, praying for an increase of the capital stock of the Jefferson County Bank, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Jefferson, praying for the incorporation of a bank, to be located at Sacket's Harbor in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Oswego, praying for the incorporation of a bank, to be located at Sacket's Harbor in the county of Jefferson, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the executive committee of the Jefferson County Agricultural Society, praying for the passage of an act for the encouragement of agriculture, was read, and referred to the committee on agriculture.

The petition of John I. Campbell and others, of the county of Oneida, praying that said Campbell may be remunerated for damages alleged to have been sustained in consequence of the sale by the State of a certain lot of land therein mentioned, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Cortland, praying for the incorporation of a bank, to be located at Cortland village in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Abram Varick of the county of Oswego, praying relief from certain restrictions contained in the grant of a lot of land situated in the village of Oswego, was read, and referred to the committee on public lands.

The petition of sundry inhabitants of the county of Onondaga, praying for the incorporation of a company to construct a rail-road from the city of Utica, to Salina in the county of Onondaga, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the counties of Oneida, Madison and Onondaga, praying for the incorporation of a company to construct a rail-road from the city of Utica, to the town of Sa-

lina in the county of Onondaga, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Onondaga, praying for a reduction of duties on domestic salt, was read, and referred to the committee on the manufacture of salt.

Two several petitions of sundry inhabitants of the county of Niagara and Orleans, praying for the incorporation of a bank to be called the Orleans Bank, to be located at Albion in the county of Orleans, with a capital of one hundred and fifty thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chenango, praying for the incorporation of a bank, to be located at Greenfield in said county, to be called the Chenango Canal Bank, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charter of banking and insurance companies.

The petition of sundry inhabitants of the county of Erie, praying for an increase of the capital stock of the Bank of Buffalo, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Erie, praying for the incorporation of a savings bank, to be located in the village of Buffalo in said county, by the name and style of the Buffalo Savings Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the town of Groton in the county of Tompkins, praying for a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Tompkins, praying for an appropriation from the treasury of the State for the removal of the bar at the mouth of the inlet of the Cayuga lake, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located at Attica in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located at Medina in the county of Orleans, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Niagara, praying for the passage of an act to appoint commissioners to locate a road and establish a ferry below Niagara Falls, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the counties of Erie and Niagara, praying for the passage of an act annexing parts of the towns of Newstead, Clarence and Amherst in the county of Erie, to the county of Niagara, and for the erection of a new town from the said towns of Clarence and Newstead, and the town of Royalton in the county of Niagara, was read, and referred to the committee on the erection and division of towns and counties.

The petition of Benjamin Barton, Calvin Hotchkiss and Bates Cooke, praying for the passage of an act authorising the Commissioners of the Land-Office to convey to said petitioners a certain lot of land lying in the village of Lewiston in the county of Niagara, was read, and referred to the Surveyor-General.

The petition of William Jackson of the county of Orleans, praying remuneration for damages alleged to have been sustained in consequence of a breach in the Erie canal, was read, and referred to the Canal Commissioners.

Two several petitions of sundry inhabitants of the county of Cayuga, praying for a repeal of the act incorporating the Montezuma Turnpike and Bridge Company, passed April, 1815, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of Wessel Ten Broeck of the town of Edmeston in the county of Otsego, praying for compensation for certain services alleged to have been performed on the turnpike road leading from Burlington, Otsego county, to Ithaca, Tompkins county, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the counties of Oneida, Madison, Otsego and Chenango, praying an act incorporating a company with a capital of two hundred and fifty thousand dollars, for the purpose of constructing a McAdam road from the city of Utica to the village of New-Berlin in the county of Chenango, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Delaware, praying for the incorporation of a bank, to be located in the village of Delhi in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Four several petitions of sundry inhabitants of the county of Oneida, praying for the incorporation of a bank in said county, to be called the Oneida County Bank, with a capital of four hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the trustees of Jefferson Academy in the county of Schoharie, praying for an appropriation from the State treasury for the relief of said academy, was read, and referred to the committee on colleges, academies and common schools.

The petition of sundry inhabitants of the county of Genesee,

praying for an increase of the capital stock of the Bank of Genesee in said county, was read, and referred to the committee on the corporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chenango, praying for the incorporation of a bank, to be located in the village of New-Berlin in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the corporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the town of Batavia in the county of Genesee, praying for the incorporation of a bank, to be located in the village of Medina in the county of Orleans, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Saratoga, praying for an increase of the capital stock of the Saratoga County Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Saratoga, praying for the incorporation of a bank, to be located in the village of Waterford in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Broome, praying for the incorporation of a bank, to be located in the village of Binghamton in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Broome, praying for the incorporation of a bank, to be located in the village of Greene in the county of Chenango, by the name and style of the Chenango Canal Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Sullivan, praying for the construction of a rail-road from the city of New York to Lake Erie, was read, and referred to the committee on rail-roads.

The petition of the board of supervisors of the county of Sullivan, praying for the passage of an act authorising them to sell and convey their poor-house and lot, was read, and referred to the committee on the judiciary.

The petition of Herman Le Roy junior, of the county of Westchester, praying for the passage of an act authorising him to construct a dam across a certain creek in the town of Dedham in said county, was read, and referred to a select committee, consisting of Mr. Anderson, Mr. Lockwood and Mr. Gordon.

The petition of sundry inhabitants of the county of Wayne, for

the incorporation of a bank, to be located at Clyde in said county, to be called the Clyde Bank, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Madison, praying for the incorporation of a bank, to be located at Hamilton in said county, to be called the Hamilton Bank, with a capital of one hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the members of the Medical Society of the county of Madison, for the repeal of the last clause of the act entitled "An act concerning the practice of physic and surgery in this State," passed April 7th, 1830, was read, and referred to the committee on medical subjects.

The petition of sundry inhabitants of the county of Monroe, praying for the incorporation of a bank, to be located at Brockport in said county, to be called the Exchange Bank of Brockport, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Niagara, for the incorporation of a bank, to be located at Lockport in said county, to be called the Canal Bank at Lockport, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Monroe, praying for the incorporation of a company for the purpose of supplying the village of Rochester in said county, with pure and wholesome water, was read, and referred to the committee on the incorporation of cities and villages.

The petition of sundry inhabitants of the county of Niagara, praying for an increase of the capital stock of the Lockport Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the county of Wayne, praying for the erection of a new county from parts of the counties of Wayne and Ontario, were read, and, with four several remonstrances against the same, referred to the committee on the erection and division of towns and counties.

The petition of the trustees of school district number three in the town of Gates in the county of Monroe, praying for the passage of an act authorising a certain sum of money to be raised by tax on said district, and for an alteration of the law relative to common schools, was read, and referred to the Superintendent of Common Schools.

The petition of John Sergeant, praying compensation for his services as agent in procuring the removal of the New-York Indians, was read, and referred to the committee on claims.

Two several petitions of sundry inhabitants of the county Chenango, for the incorporation of a bank, to be located in the lage of Norwich in said county, to be called the Wool-Grow Bank, with a capital of two hundred and fifty thousand doll were read, and referred to the committee on the incorporation alteration of the charters of banking and insurance companies.

The petition of the managers of the New-York Institution the Blind, for pecuniary aid from the State, was read, and refer to the committee on colleges, academies and common schools.

The petition of sundry inhabitants of the city of New-Y praying for the incorporation of a bank, to be located in the eig ward of said city, with a capital of five hundred thousand doll to be called the Eighth Ward Bank, was read, and referred to committee on the incorporation and alteration of the charters banking and insurance companies.

The petition of sundry inhabitants of the county of Mon for the incorporation of a bank, to be located at Rochester in county, to be called the Mechanics' Bank, with a capital of th hundred thousand dollars, was read, and referred to the commit on the incorporation and alteration of the charters of banking insurance companies.

The petition of the board of supervisors of the city and cou of Albany, praying for the incorporation of a bank, to be loca at Watervliet in said county, was read, and referred to the committee on the incorporation and alteration of the charters of ba ing and insurance companies.

The petition of the president, directors and company of Mohawk and Hudson Rail-Road Company, praying for an incre of the capital stock of said company, was read, and referred to committee on rail-roads.

The petition of sundry inhabitants of the county of Tompk praying for the incorporation of the Tompkins County Bank, to located in the village of Ithaca, was read, and referred to the committee on the incorporation and alteration of the charters of ba ing and insurance companies.

The petition of sundry inhabitants of the village of Sempror in the county of Erie, praying for the incorporation of said villa was read, and referred to the committee on the incorporation cities and villages.

The petition of sundry inhabitants of the counties of Way Ontario and Monroe, praying for the passage of an act secur the permanent use of the surplus waters of the Erie canal at Le ville in the county of Wayne, for hydraulic purposes, was re and referred to the committee on canals and internal improveme

The petition of sundry inhabitants of the counties of Allega Cattaraugus, Genesee, Livingston, Ontario and Monroe, pray for the construction of a canal from Rochester to Olean, was re and referred to the committee on canals and internal impro ments.

The petition of sundry inhabitants of the town of Depau in county of St. Lawrence, praying for the passage of an act to cha



the name of said town, was read, and referred to the committee on the erection and division of towns and counties.

Two several petitions of sundry inhabitants of the county of Allegany, praying for the passage of an act authorising the board of supervisors to levy a tax on said county, for the purpose of constructing a bridge across the Genesee river at Portageville in said county, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Seven several petitions from the inhabitants of the county of Orleans, praying for a bank, to be located in the village of Albion in said county, to be called the Bank of Orleans, with a capital of one hundred and fifty thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have the honor to transmit to you communications from the Executives of the States of New-Hampshire, Georgia, Pennsylvania, Maryland and Connecticut, transmitting to me resolutions of the Legislatures of their respective States on several subjects.

W. L. MARCY.

*Albany, Jan. 9, 1834.*

[See Document No. 11.]

*Ordered,* That the said message be laid upon the table.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have the honor to transmit herewith the annual report of the Commissary-General.

W. L. MARCY.

*Albany, January 9, 1834.*

[See Document No. 79.]

*Ordered,* That the said message be laid upon the table.

The annual report of Hannibal G. Rice, an inspector of sole leather for the county of Genesee, was received and read.

[See Document No. 38.]

*Ordered,* That the said report be laid upon the table.

A copy of a resolution of the Senate was received and read, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That so much of the vernalor's message as relates to the boundary line between this and New-Jersey, and the agreement in reference to the same referred to a joint committee of the Senate and Assembly, to examine and report thereupon; and in case of concurrence, the said committee, consisting of Mr. Sudam, Mr. Lansing and Mr. Livingston, be of said committee the part of the Senate.

Thereupon,

*Resolved*, That this House do concur with the Senate in the said resolution; and that Mr. Hone, Mr. McKeon, Mr. Smith, Mr. Bartle and Mr. Gardner, be of the said committee on the part of this House.

*Ordered*, That the Clerk deliver a copy of the preceding resolution to the Senate.

Mr. Ingalls gave notice that he would, on some future day, leave to bring in a bill, to authorise the appointment of a Superior Court commissioner, to reside at Union village in the county of Washington.

Mr. Marvin gave notice that he would, at some future day, leave to introduce a bill, requiring the owners of non-resident lands to file in the clerk's office of the town in which such lands are situated, a particular description of their boundaries and the number of the lots.

Mr. Ingalls gave notice that he would, on some future day, leave to bring in a bill, to alter the terms of the courts of common pleas and general sessions of the county of Washington.

Mr. Myers gave notice that he would, at some future day, leave to bring in a bill, to repeal so much of chapter ten of the Revised Statutes, as makes a distinction in the payment of jurors' fees, between the city and county of New-York and other counties of the State.

Mr. Myers gave notice that he would, at some future day, leave to bring in a bill to provide for the better security of steam boat passengers.

Mr. Myers gave notice that he would, at some future day, leave to bring in a bill to prohibit the circulation of bank notes of a less denomination than five dollars.

Mr. Bull gave notice that he would, on some future day, leave to bring in a bill to limit the number of inspectors of liquor in the city of Troy in the county of Rensselaer.

On motion of Mr. Humphrey,

*Resolved*, That the Comptroller be requested to prepare and communicate to this house a statement in tabular form, which shall exhibit for each year, from the first day of January, 1806, to the first day of January, 1834, the population of this State, according to the current or last preceding census; the valuation of the real and of the personal estate within this State; the amount of money received from sales at auction; the amount received for licenses of hawkers and pedlars; the amount of incorporated banking capital; Also the amount of tolls received on the several canals of this State in each year, from the first day of January, 1820, to the first

of January, 1834: And, if the same can be procured from authentic sources, the amount of exports and imports of this State each year, from the first day of January, 1817, to the first day of January, 1834; the amount of registered tonnage of vessels belonging to this State, distinguishing between those employed in the foreign and in the coasting trade; and the aggregate amount of postage paid by the several post-offices within this State each year, during the same period.

*Ordered*, That the usual number of copies of the concurrent resolutions offered on yesterday by Mr. McKeon, relative to the public deposits, be printed for the use of the Legislature.

[See Document No. 8.]

On motion of Mr. A. J. Parker,

*Resolved*, That the Clerk of this House be, and he hereby is directed to cause good and substantial locks to be put to the desks in the Assembly chamber, and pay for the same out of the contingent fund of this House.

In pursuance of previous notice, Mr. Staats asked for and obtained leave to bring in a bill, entitled "An act for the relief of Catharine Strong and Jane Nugent;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

And then the House adjourned until eleven o'clock to-morrow morning.

## FRIDAY, JANUARY 10, 1834.

The House met pursuant to adjournment.

The memorial of a convention of delegates from the counties of Lewis, Oneida, Jefferson and St. Lawrence, praying for the construction of a canal from the High falls in the county of Lewis, to the Erie canal, was read, and referred to the committee on canals and internal improvements.

The memorial of sundry inhabitants of the county of Lewis, relative to the practice of physic and surgery in this State, was read, and referred to the committee on medical subjects.

Two several petitions of sundry inhabitants of the county of Chenango, praying for the incorporation of a bank, to be located in the village of New-Berlin in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Steuben, praying for the incorporation of a society in the town of Catlin in

the county of Tioga, by the name and style of the Botanical Society of the town of Catlin, was read, and referred to the committee on medical subjects.

The petition of Justice Smith and others, of the county of Washington, praying for the passage of an act authorising them to supply the village of Whitehall with pure and wholesome water, was read, and referred to the committee on the incorporation of cities and villages.

The petition of the chiefs of the St. Regis Indians, praying for an alteration of the time of holding their town meeting, was read and referred to the committee on Indian affairs.

The petition of the president, directors and company of the Phenix Bank of the city of New-York, praying for an increase of the capital stock of said bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located at Olean in the county of Allegany, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Greene, praying for the passage of an act regulating the admeasurement and inspection of wood and bark, was read, and referred to the committee on trade and manufactures.

The petition of the president and secretary of the New-York Sacred Music Society, praying for an alteration of their charter, was read, and referred to the committee on the incorporation of charitable and religious societies.

The petition of Edward W. De Grove and Quincy C. De Grove, of the city and county of New-York, praying for the passage of an act vesting in them the title to a certain lot of ground in West street in said city, was read, and referred to the committee on judiciary.

The petition of sundry inhabitants of the county of Delaware, praying that a certain tract of land called Little or Bradt Patent, situate in the towns of Harpersfield and Kortright in said county, may be annexed to the town of Stamford, was read, and referred to the committee on the erection and division of towns and counties.

Three several petitions of sundry inhabitants of the county of Delaware, praying for the incorporation of the Lumbermen's Bank, with a capital of one hundred and fifty thousand dollars, to be located at Bainbridge in the county of Chenango, were read, and referred to the committee on the incorporation and alteration of charters of banking and insurance companies.

The petition of Ephraim Bogardus, praying for the reimbursement of certain expenses incurred by him in the defence of certain ejectment suits brought against him by the State, to recover the session of lot number thirteen in the township of Lysander, was read, and referred to the committee on claims.

The petition of sundry inhabitants of different parts of the State, praying for the incorporation of the American Life Insurance and Trust Company, with a capital of three millions of dollars, to be located in the city of New-York, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Simeon Crane and others, of the county of Delaware, praying a loan from the State of two thousand dollars, to enable them to prosecute more successfully the discovery and manufacture of salt, was read, and referred to the committee on the manufacture of salt.

The petition of sundry inhabitants of the county of Chautauque, praying for an alteration of the charter of the Mayville and Portland Rail-Road Company, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the town of Covington in the county of Genesee, praying for the incorporation of a bank, to be located at the village of Le Roy in said county, with a capital of one hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the town of Riga, praying for the incorporation of the Mechanics' Bank, to be located at the village of Rochester, with a capital of three hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the counties of Wayne and Ontario, praying for the incorporation of a bank, with a capital of two hundred thousand dollars, to be located at the village of Lyons in the county of Wayne, by the name and style of the Bank of Lyons, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the county of Wayne, praying for the incorporation of a bank, with a capital of two hundred thousand dollars, to be called the Clyde Bank, and located at the village of Clyde in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Four several petitions of sundry inhabitants of the county of Madison, praying for the repeal of the last clause of the act entitled "An act concerning the practice of physic and surgery in this State," passed April 7th, 1830, were read, and referred to the committee on medical subjects.

The petition of sundry inhabitants of the county of Cortland, praying for the incorporation of a bank, to be located at Cortland village in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The memorial of sundry inhabitants of the towns of Northumberland, Saratoga, Stillwater, Halfmoon and Waterford, in the county

of Saratoga, relative to certain fences along the line of the canal between Saratoga dam and Waterford, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Monroe, praying for the incorporation of a bank, to be located at Albion in the county of Orleans, with a capital of one hundred and fifty thousand dollars, to be called the Bank of Orleans, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Isaac Allen and others, of the county of Monroe, praying remuneration for damages alleged to have been sustained in consequence of certain breaks in the Erie canal, was read, and referred to the committee on canals and internal improvements.

The petition of Alansing Crabb of the county of Niagara, praying for the passage of an act authorising him to change his name to Alansing Harrison, was read, and referred to a select committee consisting of Mr. Fleming, Mr. Kernan and Mr. Younglove.

The petition of sundry inhabitants of the county of Niagara, praying for an increase of the capital stock of the Lockport Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Oneida, praying for the incorporation of the Oneida County Bank, to be located in the city of Utica, with a capital of four hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Forestville in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the president, directors and company of the Croton Turnpike Road Company, praying for an amendment to their charter, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Chenango, praying for the incorporation of a bank, to be located at Oxford in said county, by the name and style of the Oxford Bank, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Otsego, praying for a repeal of the act entitled "An act to abolish imprisonment for debt in certain cases, and to punish fraudulent debtors," passed April 26th, 1833, was read, and ordered to be laid upon the table.

Three several petitions of sundry inhabitants of the county of Orleans, praying for the incorporation of a company to construct a rail-road from Buffalo to Rochester, with a capital of six hundred

thousand dollars, were read, and referred to the committee on railroads.

The petition of sundry inhabitants of the county of Chenango, praying for a bank, to be located at Greene in said county, to be called the Chenango Canal Bank, with a capital of one hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The annual report of Philip French, an inspector of sole leather in the county of Tompkins, was received and read.

[See Document No. 73.]

*Ordered*, That the said report be laid upon the table.

The annual report of Hiram F. Randolph, inspector of sole leather in the county of Tompkins, was received and read.

[See Document No. 72.]

*Ordered*, That the said report be laid upon the table.

The annual report of Nathaniel Challes, an inspector of lumber in the city of Troy, was received and read.

[See Document No. 14.]

*Ordered*, That the said report be laid upon the table.

The annual report of Dayton H. Fuller, an inspector of lumber in the city of Troy, was received and read.

[See Document No. 68.]

*Ordered*, That the said report be laid upon the table.

The annual report of Edward S. Fuller, an inspector of lumber in the city of Troy, was received and read.

[See Document No. 71.]

*Ordered*, That the said report be laid upon the table.

In pursuance of previous notice, Mr. Myers asked for and obtained leave to introduce a bill, entitled "An act for the better security of steam-boat passengers;" which was read the first time, and by unanimous consent was also read a second time, and referred to a select committee, consisting of Mr. McKeon, Mr. Myers and Mr. Staats.

*Ordered*, That double the usual number of copies of the said bill be printed for the use of the Legislature.

In pursuance of previous notice, Mr. Myers asked for and obtained leave to introduce a bill, entitled "An act to amend chapter tenth of title third of the third part of the Revised Statutes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Myers asked for an adjourned leave to introduce a bill, entitled "An act to prohibit the circulation of bank bills of a less denomination than five dollars," which was read the first time, and by unanimous consent was read a second time, and committed to a committee of the House.

Mr. Herttell gave notice that he would, at some future day, leave to introduce a bill relative to the rights and the compensation of witnesses.

Mr. Herttell gave notice that he would, on some future day, leave to introduce a bill to amend the Revised Statutes relating to the inspection of tobacco.

Mr. Titus gave notice that he would, on some future day, leave to introduce a bill, authorising the commissioners of the city and county of New-York, to use a part of the special school tax money raised in said county to pay the expenses.

Mr. Bowne gave notice that he would, on some future day, leave to introduce a bill to amend so much of the Revised Statutes as relates to the one hundred and eighteenth section of the act entitled "Of courts held by justices of the peace."

Mr. Gordon gave notice that he would, on some future day, leave to bring in a bill, to repeal the act entitled "An act to amend the law in relation to imprisonment for debt, and to punish fraudulent debtors," passed April 26th, 1831.

On motion of Mr. Hone,

*Resolved*, That the Bank Commissioners be directed to furnish to this House a statement of dividends upon the stocks of the several banks in this State subject to their visitation, which may have remained unclaimed prior to the first of January, 1830, and of the amount of the length of time during which the said dividends may have been unclaimed, together with the amount of stock upon which they may have severally accrued, and the names of the persons to whose credit the said stocks and dividends stand: Also the amount of deposits in the said banks, which may have remained uncalled for previous to the first of January, and which are still unclaimed; and the names of the persons whose credits the said deposits may severally stand.

*Resolved*, That the officers of the several insurance companies in this State be requested to furnish to this House a statement of dividends upon their respective stocks unclaimed previous to the first of January, 1830, and still uncalled for; and of the length of time during which said dividends may have remained unclaimed, together with the amounts of stock upon which the said dividends may severally have accrued, and the names of the persons to whose credit the said stocks and dividends may respectively stand.

The House then proceeded to the consideration of the concurrent resolution of the Senate of the ninth instant; the same was read, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That the joint rules of the Senate and Assembly, which were in force at the last session



Legislature, be adopted for the government of the two Houses during the present session.

Thereupon,

*Resolved*, That this House do concur with the Senate in their said resolution.

*Ordered*, That the Clerk deliver a copy of the preceding resolution to the Senate.

Mr. Myers offered for the consideration of the House, a preamble and resolution, in the words following, to wit:

Whereas all powers granted to incorporations are taken from the great body of the people: and

Whereas, many of the counties of this State neither have or wish to have incorporated monied institutions, knowing or believing that they are not in possession of a sufficient amount of the precious metals to render such institutions secure and useful: and

Whereas, notices have been given that numerous applications will be made to this Legislature for acts of incorporations for banks and other monied institutions, to an immense amount: and

Whereas, it is but just that those who are to receive those special favors should contribute an equivalent to replenish the exhausted treasury of the State, to the general benefit of all of the taxable inhabitants of the State: and

Whereas, complaints, loud, deep and general, have been heard against the partial distribution of the stock of monied monopolies heretofore incorporated, under the direction of commissioners, named in the respective charters, at the request of the petitioners, for the express purpose, in many cases, of returning the favor conferred, by giving a large proportion of the stock to their particular friends, to the exclusion of other citizens equally deserving and equally able to take and hold the stock: with a view, therefore, to save much time in offering and debating on the sections now offered for the government of the committee on banks and insurance companies, and for the purpose of trying the sense of the House on the principle prior to a pressure of business, the following resolution is offered:

*Resolved*, That it be referred to the committee on the incorporation of banks and insurance companies, to inquire into the expediency of embracing the principles of the following sections in the bank bills which they may report to the House.

§ The commissioners, or a majority of them, shall give notice by a public advertisement, which they shall cause to be inserted for at least fifteen days in the State paper, known as the Daily Albany Argus, printed in the city of Albany, and also by a like notice, to be published        weeks successively in one of the newspapers printed in the county of        setting forth that they will, on a day and hour, and at a certain place by them therein designated, offer for sale the whole of the stock of said bank, in lots or parcels of not less than ten shares and not exceeding fifty shares, and that they will sell the same at the price at which each lot or parcel shall be stricken off.

§ Each lot or parcel of stock put up or offered for sale, shall

be sold, without reserve, to the highest bidder: Provided also that it shall be sold at or over the par value of the shares.

§ Each purchaser shall, within three days after the close of the sale, enclose, under a sealed cover, \$ \_\_\_\_\_ in bills or notes at the established banks of the county where such sales are directed to the commissioners, and the same shall be delivered to them at such time and place as shall be designated at the time of the sale.

§ And it shall be the duty of the commissioners, or a majority of them, to issue scrip to the purchasers for the number of shares bought by them at such sale, acknowledging the receipt of the payment, which scrip shall be delivered within five days from the closing of the sale.

§ And it shall be the duty of the commissioners, or a majority of them, to publish in one of the newspapers printed in the county of \_\_\_\_\_ a full and complete account of the sale of the stock, with the number of shares struck off to each purchaser, the price for which the same was sold, and the names of the purchasers.

§ The commissioners shall be entitled to \$ \_\_\_\_\_ each per diem, for the time actually employed in arranging, selling and delivering the scrip to the purchasers, which, together with necessary clerk-hire, printing, stationary, and such other incidental expenses as may necessarily arise in so selling and distributing the same, and they are hereby authorised to retain the same out of the amount which shall by them be received for the stock over the par value thereof; and the balance of such advance, if any, over the par value, shall be by them, or a majority of them, paid to the Treasurer of the State of New-York, within thirty days from the close of the sale, and the same shall be by him carried to the credit of the General fund, and it shall constitute a part thereof.

§ The commissioners shall, within thirty days from the close of the sale of stock, pay over to the directors to be chosen by the stockholders, the amount by them received on account of the value of the stock sold, if the advance on the par value be sufficient to pay the incidental charges of sale, as provided in sections \_\_\_\_\_

but should the stock not bring a sufficient advance to defray the necessary charges of selling, they shall retain so much of the first payment by them received as will pay such charges; and shall pay over to the president and directors the balance. The commissioners shall be the inspectors of the first electric railway directors.

§ In case the stock shall not bring an advance over the par value, and the charges of sale shall fall on the bank, the commissioners shall, notwithstanding, file with the Comptroller an account of sales and expenses attending the same, to be placed on file in his office.

*Ordered,* That the said preamble and resolution be laid upon the table.

*Ordered,* That the usual number of copies of the said preamble and resolution be printed for the use of the Legislature.

sioners shall, notwithstanding, file with the Comptroller an account of sales and expenses attending the same, to be placed on file in his office.

Debates were had thereon; and the question being put whether the House would agree to the said resolution, it was determined in the affirmative.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to introduce a bill, entitled "An act relating to the courts of common pleas and general sessions of the peace of the county of Saratoga;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

In pursuance of previous notice, Mr. Bowne asked for and obtained leave to bring in a bill, entitled "An act to amend the act entitled 'An act of courts held by justices of the peace;'" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

In pursuance of previous notice, Mr. Bowne asked for and obtained leave to introduce a bill, entitled "An act to abolish capital punishment, and to provide for the punishment of certain crimes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

In pursuance of previous notice, Mr. McKeon asked for and obtained leave to introduce a bill, entitled "An act for the more effectual collection of debts due on contract or judgment;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

In pursuance of previous notice, Mr. Lockwood asked for and obtained leave to introduce a bill, entitled "An act to vest certain powers in the supreme court commissioner appointed in the county of Westchester, under the act entitled 'An act authorising the appointment of an additional supreme court commissioner in the county of Westchester,' passed April 25th, 1833;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

And then the House adjourned until eleven o'clock to-morrow morning.

Mr. Case	Mr. Kingman	Mr. Sumner
Mr. Cash	Mr. Le Fever	Mr. Temple
Mr. Chamberlin	Mr. Livingston	Mr. Terry
Mr. Church	Mr. Lockwood	Mr. Thomson
Mr. Clark	Mr. Mabbett	Mr. Titus
Mr. Coe	Mr. Marvin	Mr. Todd
Mr. Conklin	Mr. M'Keon	Mr. Tompkins
Mr. Collin	Mr. M'Knight	Mr. Wait
Mr. Crosby	Mr. Mersereau	Mr. West
Mr. Culver	Mr. Mitchell	Mr. Wheaton
Mr. Cuykendall	Mr. Morehouse	Mr. Wheeler
Mr. Dana	Mr. Morrell	Mr. Whipple
Mr. Degrauw	Mr. Morris	Mr. Willes
Mr. Drake	Mr. Myers	Mr. Williams
Mr. Dusenbury	Mr. Myrick	Mr. Winfield
Mr. Dyer	Mr. Nichols	Mr. Wood
Mr. Ellithorp	Mr. Orr	Mr. Wright
Mr. Enos	Mr. Osborne	Mr. Yates
Mr. Fowler	Mr. Palmer	Mr. Younglove
Mr. Gardner	Mr. A. J. Parker	Mr. Young
Mr. Germond		

Those who voted in the negative are

Mr. Clary	Mr. Grover	Mr. Patterson
Mr. Emmons	Mr. Lewis	Mr. Robertson
Mr. Fleming	Mr. Parkhurst	Mr. Ward

*Ordered*, That the Clerk deliver a copy of the preceding resolutions to the Senate, and request their concurrence in the same.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Dana; the same was again read, in the following words:

*Resolved*, That the Clerk of this House be directed to pay to the members of this House, at the close of the present session, out of the contingent fund, the amount paid by them for postage on letters and documents for the public business received by them.

Thereupon,

On motion of Mr. McKeon,

*Ordered*, That the said resolution be referred to the committee on ways and means.

And then the House adjourned until eleven o'clock to-morrow morning.

## SATURDAY, JANUARY 11, 1834.

The House met pursuant to adjournment.

The Speaker announced to the House the appointment of the following standing and select committees:

*Ordered*, That Mr. Wheeler, Mr. Myers, Mr. Clark, Mr. A. J. Parker and Mr. Cash, be a committee on ways and means, including every thing relating to taxation and the revenues of the State.

*Ordered*, That Mr. Anderson, Mr. Degrauw, Mr. Livingston, Mr. Healy and Mr. Sumner, be a committee on grievances.

*Ordered*, That Mr. Brasher, Mr. Dusenbury, Mr. Williams, Mr. Mabbett and Mr. Terry, be a committee on privileges and elections.

*Ordered*, That Mr. Haight, Mr. Phelps, Mr. Gordon, Mr. Grinnell and Mr. Clary, be a committee on the judiciary, and all the subjects relating thereto.

*Ordered*, That Mr. Bagley, Mr. Marvin, Mr. Wait, Mr. Collin and Mr. Harris, be a committee on expiring laws.

*Ordered*, That Mr. Ingalls, Mr. Fox, Mr. Crosby, Mr. Robertson and Mr. Cuykendall, be a committee on claims.

*Ordered*, That Mr. McKeon, Mr. Bogardus, Mr. Beardslee, Mr. Schermerhorn and Mr. Yates, be a committee on colleges, academies and common schools.

*Ordered*, That Mr. Jackson, Mr. Case, Mr. Hall, Mr. Conklin and Mr. Nichols, be a committee on engrossed bills.

*Ordered*, That Mr. O. Robinson, Mr. Butrick, Mr. Wheaton, Mr. Orr and Mr. Kingman, be a committee on the erection and division of towns and counties.

*Ordered*, That Mr. Drake, Mr. Wright, Mr. Bull, Mr. Stone and Mr. Enos, be a committee on the incorporation of cities and villages.

*Ordered*, That Mr. Kernan, Mr. Morehouse, Mr. Wood, Mr. Temple and Mr. Dyer, be a committee on agriculture.

*Ordered*, That Mr. Cargill, Mr. Strong, Mr. McKnight, Mr. Bockoven and Mr. Young, be a committee on the incorporation of charitable and religious societies.

*Ordered*, That Mr. Morris, Mr. Willes, Mr. Younglove, Mr. Bowne and Mr. Smith, be a committee on the incorporation and alteration of the charters of banking and insurance companies.

*Ordered*, That Mr. Osborne, Mr. Ringgold, Mr. Chamberlin, Mr. Arnold and Mr. Lewis, be a committee on the petitions of aliens.

*Ordered*, That Mr. Humphrey, Mr. Strong, Mr. Stevenson, Mr. Morrell and Mr. West, be a committee on canals and internal improvements.

*Ordered*, That Mr. Angel, Mr. Stafford, Mr. Campbell, Mr. Mabbett and Mr. Fleming, be a committee on the establishment and improvement of roads and bridges, and the incorporation of turn-pike companies.

*Ordered*, That Mr. Staats, Mr. Gordon, Mr. Lockwood, Mr. Groom and Mr. Parkhurst, be a committee on State Prisons, and the subjects relating to the penitentiary system.

*Ordered*, That Mr. Fowler, Mr. Tompkins, Mr. Ruggles, Mr. Ward and Mr. Germond, be a committee on the militia, and the subjects relating to the public defence.

*Ordered*, That Mr. Snyder, Mr. Jones, Mr. Mitchell, Mr. Peterson and Mr. Hasbrouck, be a committee on Indian affairs, and the subjects relating thereto.

*Ordered*, That Mr. Strong, Mr. Guinnip, Mr. Wright, Mr. Osborne and Mr. Bostwick, be a committee on the manufacture of salt in this State, and the several subjects relating to the same.

*Ordered*, That Mr. Winfield, Mr. Staats, Mr. Stevenson, Mr. Anthony and Mr. Palmer, be a committee on medical subjects, and all applications for relief or legislative provisions from medical societies or medical colleges.

*Ordered*, That Mr. Tompkins, Mr. Haight, Mr. Archibald, Mr. Johnson and Mr. Le Fever, be a committee on bills coming within the ninth section of the seventh article of the Constitution, in accordance with the forty-seventh rule of this House.

*Ordered*, That Mr. McKnight, Mr. J. P. Robinson, Mr. H. Myrick and Mr. Grover, be a committee on public lands.

*Ordered*, That Mr. Myers, Mr. Hough, Mr. Barnes, Mr. I. Parker and Mr. Spafard, be a committee on trade and manufactures.

*Ordered*, That Mr. Beardslee, Mr. Todd, Mr. J. H. Parker, Mr. Shays and Mr. Coe, be a committee on rail-roads.

*Ordered*, That Mr. Marvin, Mr. Culver, Mr. Church, Mr. W. Emmons and Mr. Emmons, be a committee on so much of the message of the Governor as relates to poor-houses.

*Ordered*, That Mr. A. J. Parker, Mr. Titus, Mr. Dana, Mr. Sears and Mr. Thomson, be a committee on so much of the message of the Governor as relates to the insane poor.

*Ordered*, That Mr. Herttell, Mr. Brasher, Mr. Ellithorp, Mr. Mersereau and Mr. Brown, be a committee on so much of the message of the Governor as relates to the deaf and dumb, and blind.

The petition of sundry inhabitants of the county of Jefferson praying for the incorporation of a bank, to be located at Sack Harbor in said county, by the name and style of the Sack Harbor Bank, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the town of Cohocton in the county of Steuben, praying for the passage of an act to annex a part of said town to the town of Dansville in said county, was read, and referred to a select committee, consisting of Mr. H. Angel and Mr. Phelps.

Six several petitions of sundry inhabitants of the counties of Steuben, Allegany and Livingston, praying for the incorporation of a bank, to be located at Dansville in the county of Livingston by the name and style of the Dansville Bank, with a capital of one hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the county of Columbia, praying for the incorporation of a bank, to be located in the city of Hudson, with a capital of three hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the president, directors and company of the Saratoga County Bank, praying for an increase of its capital stock, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The memorial and resolutions adopted at a meeting of sundry inhabitants of the city and county of New-York, against a repeal of the law abolishing imprisonment for debt, was read, and ordered to be laid upon the table.

The petition of sundry inhabitants of the county of Cortland, praying for the incorporation of the Cortland County Bank, to be located at Cortland village in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Broome, praying for the incorporation of the Susquehannah River Bank, to be located at the village of Binghamton in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chenango, praying for the incorporation of a bank, to be located at New-Berlin in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Fredonia in said county, with a capital of one hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Washington, Essex and Clinton, praying for the appointment of commissioners to locate a road from Whitehall in the county of Washington, to the county of Clinton, and also for an appropriation from the State treasury for the construction of the same, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Three several petitions of sundry inhabitants of the counties of Broome and Chenango, praying for the incorporation of the Lumbermen's Bank, with a capital of one hundred and fifty thousand dollars, to be located at Bainbridge in the county of Chenango, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Columbia, praying for the repeal of the law abolishing imprisonment for debt, was read, and ordered to be laid upon the table.

The petition of sundry inhabitants of the village of Watertown,

praying for the construction of a canal from the High falls on Black river, to the Erie canal, was read, and referred to the committee on canals and internal improvements.

Four several petitions of the board of supervisors, and of sundry other inhabitants of the county of Jefferson, praying for the incorporation of a bank, with a capital of two hundred thousand dollars, to be located at Sacket's-Harbor, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the village of Batavia, in the county of Genesee, praying for the incorporation of a bank, to be located at the village of Albion in the county of Orleans, with a capital of one hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Seneca, praying for the incorporation of the Seneca Falls Bank, with a capital of two hundred thousand dollars, to be located at Seneca Falls, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located in the village of Le Roy in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Jacob H. Failing of the county of Montgomery, praying remuneration for damages alleged to have been sustained in consequence of a breach in the dam across the Mohawk river, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Steuben, praying for the incorporation of a bank, to be located in the village of Ithaca in the county of Tompkins, with a capital of two hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the president, directors and company of the New-York Dry Dock Bank, praying for an increase of the capital stock of said bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the presidents and cashiers of sundry banks in this State, chartered under the Safety fund law, praying for an increase of the salaries of the Bank Commissioners, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the city of New-York, praying for the incorporation of the Grocers' Bank, with a capital of one million of dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.



The petition of sundry inhabitants of the town of Rhinebeck in the county of Dutchess, praying for the incorporation of a bank, with a capital of one hundred thousand dollars, to be located at the village of Rhinebeck, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The memorial of Jacob Trumbour, praying for a hearing of a referred report from the Legislature of 1832, and the report of a committee of the last Assembly, was read, and referred to the committee on claims.

The petition of John Chapman and Lewis Beebe, of the county of Onondaga, praying for the passage of an act to authorise the Canal Commissioners to correct an error alleged to have occurred in the measurement of certain excavation on the Erie canal, and for other relief therein set forth, was read, and referred to the committee on claims.

The petition of the officers and directors of the Washington Marine Insurance Company of the city of New-York, praying for certain amendments of their charter, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Four several petitions of sundry inhabitants of the county of Chenango, praying for the incorporation of the Chenango Canal Bank, to be located at Greene in said county, with a capital of one hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Monroe and Chautauque, praying for the incorporation of a bank, with a capital of one hundred and fifty thousand dollars, to be located at the village of Albion in the county of Orleans, and to be styled the Bank of Orleans, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

*Ordered*, That the committee of the whole be discharged from the further consideration of the bill, entitled "An act to prohibit the circulation of bank bills of a less denomination than five dollars;" and that the same be referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

In pursuance of previous notice, Mr. Herttell asked for and obtained leave to introduce a bill, entitled "An act relative to the rights and competency of witnesses;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. McKeon gave notice that he would, on some future day, ask leave to introduce a bill relative to parties in suits being witnesses.

In pursuance of previous notice, Mr. Herttell asked for and obtained leave to introduce a bill, entitled "An act to amend chapter seventeenth, title second, article twelfth of the Revised Statutes,

relating to the inspection of leaf tobacco in the city of New-York which was read the first time, and by unanimous consent was a second time, and committed to a committee of the whole house.

*Ordered*, That three times the usual number of copies of the resolution and preamble introduced by Mr. Myers on the tenth instant, relative to the sale of bank stock at auction, be printed for the use of the Legislature.

Mr. Brasher gave notice that he would, at some future day, leave to introduce a bill for the election of an additional number of supervisors in the town of Brooklyn in Kings county.

Mr. Bowne gave notice that he would, on some future day, leave to introduce a bill to amend so much of the Revised Statutes as relates to the seventy-fifth section of article fifth, title second part first, chapter fifteenth.

On motion of Mr. Case,

*Resolved*, That an alphabetical list of the several post-offices together with the names of the post-masters, in this State, be inserted in the Red Book.

Mr. O. Robinson offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, (if the Senate concur,) That the senators and representatives in Congress from this State, be requested to procure the passage of a law extending the franking privilege to the members of the several State legislatures, upon all letters and communications relative to their official business, during their respective term of office.

*Ordered*, That the said resolution be laid upon the table.

Mr. Herttell offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, (if the Honorable the Senate concur herein,) That a joint committee of both Houses be appointed, to inquire into the expediency and practicability of establishing in the several counties of this State respectively, with a view to a system of universal education, industrial, agricultural, mechanical, scientific and literary institutes; and that the said joint committee report thereon at the present or succeeding session of the Legislature.

*Ordered*, That the said resolution be laid upon the table.

The House then resolved itself into a committee of the whole, the bill entitled "An act entitled an act to amend chapter tenth title third of the third part of the Revised Statutes;" and at some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKeon, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and read the report in his place, and delivered the same in at the table where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

And then the House adjourned until eleven o'clock on Monday morning next.

MONDAY, JANUARY 13, 1834.

The House met pursuant to adjournment.

Two several petitions of sundry inhabitants of the county of Lewis, praying for the construction of a canal from the High falls in said county, to the Erie canal, were read, and referred to the committee on canals and internal improvements.

The memorial of the Adjutant-General, relative to an increase of his salary, and to sundry duties connected with his office, was read, and referred to the committee on the militia.

The petition of sundry officers of the Auburn State Prison, and sundry inhabitants of the county of Cayuga, praying for an increase of the salaries of all the officers of said prison, except the agent, was read, and referred to the committee on State prisons.

*Ordered*, That double the usual number of copies of the said petition be printed for the use of the Legislature.

[See Document No. 20.]

The petition of sundry inhabitants of the county of Saratoga, setting forth that they are residents on lot number fifty in Palmer's purchase in said county, on which they have made extensive improvements, and that the said lot has escheated to the people of this State, and praying relief in the premises, was read, and referred to the Attorney-General.

The petition of Polly De Ferriere of the county of Madison, administratrix of the estate of Angel De Ferriere deceased, praying remuneration for damages alleged to have been sustained in consequence of the overflow of water from the Erie canal, was read, and referred to the committee on claims.

Six several petitions of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located at Attica in said county, with a capital of one hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Tompkins, praying for the incorporation of a bank, to be located at Ithaca in said county, by the name and style of the Tompkins County Bank, with a capital of two hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the county of Tompkins, praying for the incorporation of a company to construct a rail-road from the Cayuga lake to the village of Ithaca, were read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Erie, praying for the passage of an act to incorporate a company to construct a rail-road from Black-Rock to the Falls of Niagara, commencing at

the northern termination of the Buffalo and Black-Rock rail-road was read, and referred to the committee on rail-roads.

The memorial of William W. McLouth and Calvin Osgood, trustees of school district number eleven in the town of Farmington in the county of Ontario, praying for the passage of an act to defray the expense of certain law suits and judgments for costs against the aforesaid trustees, was read, and referred to the committee on the judiciary.

The petition of the commissioners named in the act to incorporate the Union Fire Insurance Company of the city of New-York, praying for the passage of an act to reduce the capital stock of said company, and to extend the time for completing the subscription thereto, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the towns of Cambridge and White-Creek in the county of Washington, praying for the incorporation of a bank, to be located at Union village in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of charters of banking and insurance companies.

The petition of sundry inhabitants of the Eighth Senate district, praying for the removal of the Supreme Court clerk's office from Geneva in the county of Ontario, to Rochester in the county of Monroe, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the counties of Chautauque and Cattaraugus, praying for the incorporation of a bank, with a capital of one hundred thousand dollars, to be located at Fortville in the county of Chautauque, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the town of Portland in the county of Chautauque, praying for the incorporation of a bank, to be located at Fredonia in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of John McIntyre, Charles Baker, Lewis Johnson and others, praying remuneration for damages alleged to have been sustained by them by reason of the erection of a waste-weighing basin on the Champlain canal, was read, and referred to the committee on claims.

Two several petitions of sundry inhabitants of the counties of Washington, Essex and Clinton, praying for the appointment of commissioners to survey the most suitable route for a road from Whitehall in the county of Washington, to the county of Clinton, and for an appropriation of money to open said road, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of John Springsteen and Elizabeth his wife, of the city of Albany, praying the release to them of certain lands

cheated to the people of this State, was read, and referred to the committee on the judiciary.

Five several petitions of sundry inhabitants of the counties of Erie and Niagara, praying for the incorporation of a company to construct a rail-road from the city of Buffalo to the village of Niagara, near the Falls of Niagara, and passing through the upper and lower villages of Black-Rock and Tonnewanta, were read, and referred to the committee on rail-roads.

The petition of the president and directors of the Buffalo and Black-Rock Rail-Road Company, praying for the passage of an act authorising said company to construct their road over and upon certain lands belonging to the people of this State, was read, and referred to the Surveyor-General.

The petition of sundry inhabitants of the town of Preble in the county of Cortland, praying for the incorporation of the Preble High School in said county, was read, and referred to the committee on colleges, academies and common schools.

Six several petitions of sundry inhabitants of the counties of Cortland, Onondaga and Tompkins, praying for the incorporation of a bank, to be located at Cortland village, by the name and style of the Cortland County Bank, with a capital of two hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Augustus Porter and Peter B. Porter, of the county of Niagara, praying the passage of an act authorising them to establish and maintain a ferry below the Niagara falls, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Seven several petitions of sundry inhabitants of the counties of Chenango and Broome, praying for the incorporation of a bank, to be located at Bainbridge, Chenango county, by the name and style of the Lumbermen's Bank, with a capital of one hundred and fifty thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Vincent Whitney and others, trustees of school district number twelve in the town of Chenango in the county of Broome, praying the passage of an act authorising them to sell and convey a certain lot of land therein mentioned, was read, and referred to the committee on colleges, academies and common schools.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located at Albion in Orleans county, by the name and style of the Bank of Orleans, with a capital of one hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Three several petitions of sundry inhabitants of the county of Monroe, praying for the incorporation of a bank, to be located at Brockport in said county, with a capital of two hundred thousand

dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Erie, Niagara, Orleans and Monroe, praying for the incorporation of a company to construct a rail-road from Buffalo to Rochester, with a capital of six hundred thousand dollars, was read, and referred to the committee on rail-roads.

The petition of Enos Stone of the county of Monroe, praying the passage of an act releasing him from a certain judgment in favor of this State, was read, and referred to the committee on grievances.

The petition of sundry inhabitants of the county of Otsego, praying for the incorporation of a bank, to be located at New-Berlin in the county of Chenango, by the name and style of the Bank of New-Berlin, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the trustees of the First Baptist Society in the town of Macedon in the county of Wayne, praying the passage of an act authorising them to sell and convey certain real estate, was read, and referred to the committee on the incorporation of charitable and religious societies.

The petition of Warren W. Case, praying remuneration for damages alleged to have been sustained by his boat and cargo in passing through the weigh-lock at Rochester on the Erie canal, was read, and referred to the committee on claims.

The petition of Lucas Elmendorf, praying for the passage of an act authorizing the Comptroller to execute to him conveyance of certain land sold for taxes by the Comptroller, was read, and referred to the committee on claims.

The petition of sundry botanic physicians of the State of New-York, praying for the incorporation of the Medical Botanic Society of the town of Catlin in the county of Tioga, was read, and referred to the committee on medical subjects.

The petition of the president and directors of the Albany and Schenectady Turnpike Road Company, praying for an amendment of their charter, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Sullivan, praying for the patronage of the State in aid of the construction of the New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Chenango, praying for the incorporation of the Wool-Growers' Bank, with a capital of two hundred and fifty thousand dollars, to be located in the village of Norwich in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Niagara,

house in the county of Chautauque," reported, that they have had the same under consideration, and are satisfied of the truth of the facts reported to the House by a former select committee upon the same subject; and from an examination of past legislation in reference to the public buildings of the county, are unanimously of opinion that the bill under consideration should become a law.

*Ordered*, That the said bill and report be committed to a committee of the whole house.

Mr. Staats, from the select committee to which was referred the bill entitled "An act for the relief of Catharine Strong and Jane Nugent," reported:

[*See Document No. 26.*]

*Ordered*, That the said bill and report be committed to a committee of the whole house.

A communication from the Surveyor-General was received and read, in the words following, to wit:

The Surveyor-General, on the petition of the directors of the Buffalo and Black-Rock Rail-Road, referred to him by the Honorable the Assembly, respectfully reports:

[*See Document No. 41.*]

*Ordered*, That the said communication be referred to the committee on rail-roads.

The annual report of Benjamin Heartt, an inspector of sole leather in the city of Troy, was received and read.

[*See Document No. 128.*]

*Ordered*, That the said report be laid upon the table.

The annual report of Ebenezer Platt, an inspector of sole leather in the county of Rensselaer, was received and read.

[*See Document No. 80.*]

*Ordered*, That the said report be laid upon the table.

The annual report of Ebenezer Platt, inspector of green hides and skins for the county of Rensselaer, was received and read.

[*See Document No. 69.*]

*Ordered*, That the said report be laid upon the table.

In pursuance of previous notice, Mr. Morris asked for and obtained leave to introduce a bill, entitled "An act relating to the courts of common pleas for the city of New-York;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

[*ASSEMBLY JOURNAL.*]

[See Document No. 17.]

*Ordered*, That leave be given to bring in such bill.

Mr. Stafford, according to leave, brought in the said bill, c  
"An act authorising Bradley Ladd and his family to change  
names;" which was read the first time, and by unanimous c  
was also read a second time, and committed to a committee  
whole house.

Mr. Osborne, from the select committee to which was re  
the petition of sundry inhabitants of the county of Chaut  
praying for the passage of a law authorising the board of su  
sors of said county to raise monies for the erection of a new  
house in said county, reported; and asked leave to introduce

[See Document No. 19.]

*Ordered*, That leave be given to bring in such bill.

Mr. Osborne, according to leave, brought in the said bill, c  
"An act to authorise the construction of a new court-house  
county of Chautauque;" which was read the first time, a  
unanimous consent was also read a second time, and commit  
a committee of the whole house.

Mr. Thomson, from the select committee to which was re  
the petition of sundry inhabitants of the town of Steuben  
county of Oneida, praying for the passage of an act authorisi  
raising of a tax for the erection of a town-house in said tow  
ported; and asked leave to introduce a bill.

[See Document No. 18.]

*Ordered*, That leave be given to bring in such bill.

Mr. Thomson, according to leave, brought in the said bi  
titled "An act relative to a new town-house in the town of St  
in the county of Oneida;" which was read the first time, a  
unanimous consent was also read a second time, and commit  
a committee of the whole house.

The annual report of Thomas L. Ostrom, an inspector of li  
in the city of Troy, was received and read.

[See Document No. 78.]

*Ordered*, That the said report be laid upon the table.

The annual report of the board of inspectors of the Auburn  
Prison, was received and read.

[See Document No. 30.]

*Ordered*, That the said report, and the documents accompa  
the same, be referred to the committee on State prisons.

The annual report of the Superintendent of the Onondaga  
Springs, was received and read.



gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read and agreed to by the House, and the bill ordered to a third reading.

The House then resolved itself into a committee of the whole, on the bill entitled "An act authorising the appointment of a supreme court commissioner, to reside at Union village in the county of Washington;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Phelps, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act authorising Bradley Ladd and his family to change their names;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Marvin, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Troy annual conference ministers' mutual aid society;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Myers, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until eleven o'clock to-morrow morning.

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## FRIDAY, JANUARY 17, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the counties of Niagara and Orleans, praying for the incorporation of a bank, to be located at Medina in the county of Orleans, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Thirty several petitions of sundry inhabitants of the county of

rell and Mr. Enos, be of the said committee on the part of House.

*Ordered*, That the Clerk deliver a copy of the preceding resolution to the Senate, and request their concurrence in the same.

*Ordered*, That the committee on colleges, academies and common schools, be discharged from the further consideration of the petition of the New-York Institution for the Blind, and the same be referred to the select committee on so much of the message of the Governor as relates to the deaf, dumb and blind.

Mr. Guinnip gave notice that he would, on some future day leave to bring in a bill to prevent fishing in the Little lake in the town of Dryden in the county of Tompkins, for a limited period.

Mr. Snyder gave notice that he would, on some future day leave to introduce a bill, to extend the powers of the Supreme Court commissioner of the county of Columbia.

Mr. Bowne gave notice that he would, on some future day leave to introduce a bill to abolish capital punishments within the State, and to provide for the better punishment of criminals.

Mr. Bull gave notice that he would, on some future day leave to bring in a bill to establish a justices' court in the city of Troy.

Mr. Morris gave notice that, at some future day, he would leave to introduce a bill in relation to the removal of cause certiorari to the superior court of the city of New-York, as the practice in the justices' and assistant justices' courts of the city.

On motion of Mr. McKeon,

*Resolved*, That the message from the Governors of New-Hampshire and Maryland, relative to an exchange of legal reports between Pennsylvania and Georgia, be referred to the committee on judiciary.

*Resolved*, That the message from the Governor of New-Hampshire, relative to the organization of the militia, be referred to the standing committee on the militia and public defence.

*Resolved*, That the message from the Governor of Maryland, relative to the South-Carolina ordinance, and of Connecticut relative to the tariff, be referred to a select committee.

Thereupon,

*Ordered*, That Mr. McKeon, Mr. Bull and Mr. Palmer, be a committee in pursuance of the last preceding resolution.

And then the House adjourned until eleven o'clock to-morrow morning.

**TUESDAY, JANUARY 14, 1834.**

**The House met pursuant to adjournment.**

The petition of sundry inhabitants of the county of Niagara, praying for the incorporation of a bank, to be located at Albion in the county of Orleans, with a capital of one hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Ten several petitions of sundry inhabitants of the counties of Oneida, Madison, Otsego and Chenango, praying for the incorporation of a company to construct a M<sup>r</sup> Adam road from the city of Utica to the village of New-Berlin in the county of Chenango, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turn-pike companies.

The petition of sundry members of the Troy Annual Conference of the Methodist Episcopal Church, praying for an act of incorporation, was read, and referred to the committee on the incorporation of charitable and religious societies.

The petition of sundry inhabitants of the county of Dutchess, praying for the passage of an act to prevent fishing in Williams' pond in said county, was read, and referred to a select committee, consisting of the members attending this House from the county of Dutchess.

Nine several petitions of sundry inhabitants of the county of Monroe, praying for the incorporation of the Mechanics' Bank, to be located at Rochester in said county, with a capital of three hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Dunkirk in said county, by the name and style of the Bank of Dunkirk, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of Stockholm and Norfolk in the county of St. Lawrence, praying for the passage of an act to annex a part of the town of Stockholm to the town of Norfolk, was read, and referred to the committee on the erection and division of towns and counties.

Thirteen several petitions of sundry inhabitants of the counties of Allegany, Erie, Livingston, Monroe, Niagara, Ontario, Seneca, Orleans, Tioga, Genesee, Wayne and Yates, praying for the incorporation of the Genesee Wesleyan Seminary, to be located at Lima in the county of Livingston, were read, and referred to the committee on colleges, academies and common schools.

Two several petitions of sundry inhabitants of the county of

Chautauque, praying for the incorporation of a bank, to be located at Fredonia in said county, were read, and referred to the committee on the incorporation and alteration of the charters of bank and insurance companies.

The petition of sundry inhabitants of the city and county New-York, praying for the incorporation of the Greenwich Insurance Company, to be located in said city, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the town of Watervliet in the county of Albany, praying for the incorporation of a bank, with a capital of two hundred and fifty thousand dollars, to be located in the village of Cohoes, and styled the Bank of Cohoes, was read and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Erie, praying for the establishment of an institution for the promotion of agricultural science, and the encouragement of agricultural societies, was read, and referred to the committee on agriculture.

The petition of sundry inhabitants of the county of Erie, praying for the repeal of the last clause of the act entitled "An act concerning physic and surgery," was read, and referred to the committee on medical subjects.

The petition of sundry inhabitants of the county of Onondaga, praying for the incorporation of a company to construct a railroad from the city of Utica to the town of Salina, was read, and referred to the committee on rail-roads.

The memorial of the Greenwich Savings Bank of the city New-York, praying for an amendment of its charter, was read and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the town of Guilford in the county of Chenango, praying for the passage of an act authorizing them to lease the south half of the gospel and school lot, adjoining said town, was read, and referred to the committee on colleges, academies and common schools.

The petition of Daniel Hadcocks of the county of Madison, praying remuneration for improvements made by him on a certain lot of land situated in the late Oneida reservation in said county, the title to which was secured to Sarah Doxtater by treaty of 1802, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the counties of Washington and Adams, praying for the incorporation of a bank, to be located at the town of Salem in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Montgomery and Allegany, praying for the construction of a canal from Rochester to Olean, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the Eighth Senate district, praying for the removal of the Supreme Court clerk's office from Geneva to Rochester, was read, and referred to the committee on the judiciary.

Mr. Fleming, from the select committee to which was referred the petition of Alanson Crabb, praying for authority to change his name, reported, that they have examined the facts set forth in his petition, and see no reason why his prayer should not be granted; they have therefore prepared a bill, and directed their chairman to ask leave to introduce the same.

*Ordered*, That leave be given to bring in such bill.

Mr. Fleming, according to leave, brought in the said bill, entitled "An act to authorise Alanson Crabb to change his name;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Staats, from the select committee consisting of the members attending this House from the city and county of Albany, to which was referred the petition of the supervisors of said county, praying for the passage of an act authorising them to build a new jail and work-house, and for other purposes, reported, that the committee have had the same under consideration, and are of the opinion that the prayer of the petitioners ought to be granted, and have directed their chairman to ask leave to introduce a bill.

*Ordered*, That leave be given to bring in such bill.

Mr. Staats, according to leave, brought in the said bill, entitled "An act relating to the jail and work-house in the city of Albany;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I herewith transmit to you the annual report of the Adjutant-General.

W. L. MARCY.

*Albany, January 14, 1834.*

[See Document No. 172.]

*Ordered*, That the said message be laid upon the table.

The Senate sent for concurrence, a bill entitled "An act relative to vacancies and disabilities in the office of vice-chancellor," and a bill entitled "An act for the relief of Joseph Ward, survivor of Henry Ward deceased."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act relative to vacancies and disabilities in the office of vice-chancellor," was referred to the committee on the judiciary; and the bill entitled "An act for the relief of Joseph Ward, survivor of

Henry Ward deceased," was referred to the committee on canal and internal improvements, severally to consider and report thereon.

*Ordered*, That double the usual number of copies of the report of the Inspectors of the Auburn State Prison be printed for the use of the Legislature.

*Ordered*, That the petitions of sundry inhabitants of the county of Columbia and Otsego, praying for a repeal of the law abolishing imprisonment for debt, together with the memorial and resolutions from the city of New-York on the same subject, be referred to a committee on the judiciary.

Mr. McKeon gave notice that he would, on some future day, leave to introduce a bill for the more effectual collection of duties due on contract or judgment.

Mr. Marvin gave notice that he would, at some future day, leave to introduce a bill, authorising any judge of the court of common pleas of the county of Saratoga, of the degree of counselor at law in the Supreme Court, to hold the said court of common pleas; and also to authorise the holding of a court of general sessions of the peace in December in each year, without a grand jury.

Mr. Lockwood gave notice that he would, at some future day, ask leave to introduce a bill, extending the powers of the Supreme Court commissioner of the county of Westchester.

Mr. I. S. Parker gave notice that he would, on some future day, ask leave to introduce a bill, to amend paragraph fourth, section second, title first, chapter tenth, part first of the Revised Statutes, so as to exempt clerks in chancery from military duty.

In pursuance of previous notice, Mr. McKeon asked for and obtained leave to introduce a bill, entitled "An act authorising judges and persons interested in suits at law in courts of record, to be examined as witnesses;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

The House then resolved itself into a committee of the whole on the bill entitled "An act for the relief of Catharine Strong and Nugent;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Stevenson, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee consisting of the members attending this House from the city and county of Albany.

The House then resolved itself into a committee of the whole on the bill entitled "An act to amend chapter seventeenth, title second, article twelfth of the Revised Statutes, relating to the inspection of leaf tobacco in the city of New-York;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Corbin, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of the members attending this House from the city and county of New-York.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the city of Rochester;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Myers, from the said committee, reported progress, and asked for and obtained leave to sit again.

Thereupon,

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to authorise the erection of a new court-house in the county of Chautauque;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Cargill, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of the members attending this House from the Eighth Senate district.

The House then resolved itself into a committee of the whole, on the bill entitled "An act relative to a town-house in the town of Steuben in the county of Oneida;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Jackson, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to limit the number of inspectors of lumber in the city of Troy;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Wheeler, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act authorising the commissioners of school money in the city of New-York, to use a part of the special school tax money to pay their expenses;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Strong, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

And then the House adjourned until eleven o'clock to-morrowing.

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## WEDNESDAY, JANUARY 15, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the county of I praying for the construction of a canal from the High falls in county, to the Erie canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the counties of Cayug Otsego, praying a repeal of the law abolishing imprisonment for debt, was read, and referred to the committee on the judiciary.

The petition of the president and directors of the Phillips Turnpike Road Company, praying for the passage of an act authorising them to abandon a part of their road, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Saratoga, praying for an increase of the capital stock of the Saratoga Canal Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of John Meelick of the county of Saratoga, praying for the passage of an act refunding to him certain monies through mistake for a State license, was read, and referred to the committee on claims.

The petition of Neal Brown of the county of Washington, praying compensation for certain extra labor performed on the Cayuga plain canal, was read, and referred to the committee on claims.

The petition of the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, praying the passage of an act authorising them to raise money by tax, for the erection of bridges in said towns, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Six several petitions of sundry inhabitants of the town of Sackett's Harbor in the county of Jefferson, praying for the incorporation of a company with a capital of two hundred thousand dollars, to be located at Sackett's Harbor in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Charles Gray and others, commissioners building the Herkimer county jail, praying for the passage of an act to authorise them to borrow money on the credit of the county,



## SATURDAY, JANUARY 18, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the county of Jefferson, praying for the incorporation of the Sacket's-Harbor Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several remonstrances of sundry inhabitants of the county of Queens, against an increase of tolls on the Newtown and Bushwick turnpike road, and for other purposes, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of Anthony Rhoades and others, praying remuneration for certain improvements made on lots number twenty-eight and sixty-four in the county of Herkimer, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Steuben, praying the aid of the State in the construction of the contemplated New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

Twenty-two several petitions of sundry inhabitants of the county of Wayne, praying for the incorporation of a bank, to be located at Clyde in said county, by the name and style of the Clyde Bank, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry inhabitants of the county of Wayne, against the division of said county, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Tioga, praying for the incorporation of a bank, to be located at Owego in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Schenectady, praying for the passage of an act relative to the safety of steam-boat passengers, was read, and referred to the select committee on that subject, of which Mr. McKeon is chairman.

The petition of George Kinsella, praying compensation for damages alleged to have been sustained in consequence of the construction of the Erie canal at Schenectady, was read, and referred to the committee on claims.

The petition of sundry inhabitants residing on Long Island, praying for the incorporation of a company to construct a rail-road from Greenport in the county of Suffolk, to Brooklyn in the county of Kings, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the town of Manlius in the county of Onondaga, praying for a division of said town, was read,

with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chen praying for the incorporation of a company to construct a Mc. road from the city of Utica to New-Berlin in the county of nango, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Ot praying for the incorporation of a bank, to be located at Ut said county, by the name and style of the Oneida Bank, with a capital of four hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chautau praying for the incorporation of a bank, to be located at Frem said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chen praying for the incorporation of a bank, to be located at Hamilton in Madison county, by the name and style of the Hamilton Bank, with a capital of one hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Samuel Hollister and Jesse Hollister, of the county of Madison, praying remuneration for damages alleged to have been sustained in consequence of the construction of the canal, was read, and referred to the committee on claims.

Mr. Cargill, from the committee on the incorporation of charitable and religious societies, to which was referred the memorial of the New-York Sacred Music Society, reported; and asked to introduce a bill.

[See Document No. 21.]

*Ordered*, That leave be given to bring in such bill.

Mr. Cargill, according to leave, brought in the said bill, entitled "An act to amend an act entitled 'An act to incorporate the New-York sacred music society,' passed May 1st, 1829;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Cargill, from the committee on the incorporation of charitable and religious societies, reported a bill, entitled "An act to incorporate the Troy annual conference ministers' mutual aid society;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petitions of sundry inhabitants of the counties of Oneida, Madison, Otsego and Chenango, praying for the incorporation of a company to construct a M'Adam road from the city of Utica to New-Berlin in the county of Chenango, reported a bill, entitled "An act to incorporate the Utica and New-Berlin McAdam turnpike company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Haight, from the committee on the judiciary, to which was referred the engrossed bill from the Senate, entitled "An act relative to vacancies and disabilities in the office of vice-chancellor," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Humphrey, from the committee on canals and internal improvements, to which was referred the engrossed bill from the Senate, entitled "An act for the relief of Joseph Ward, survivor of Henry Ward deceased," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of the Mohawk and Hudson Rail-Road Company, praying for an extension of the time limited for the completion of said road, and also for authority to increase their capital stock, reported a bill, entitled "An act to authorise the Mohawk and Hudson rail-road company to increase their capital stock, and for other purposes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. McKnight, from the committee on the incorporation of charitable and religious societies, to which was referred the petition of the First Baptist Society in the town of Macedon in the county of Wayne, for a law authorising them to sell certain real estate therein, reported; and offered the following resolution:

[See Document No. 176.]

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said resolution, and it was determined in the affirmative.

Mr. Strong, from the committee to which was referred so n of the Governor's message as relates to the reduction of the d on salt, and also the petition of sundry inhabitants of the coun Onondaga, praying for the reduction of duties on salt manufact in this State, reported; and asked leave to introduce a bill.

[See Document No. 23.]

*Ordered*, That leave be given to bring in such bill.

Mr. Strong, according to leave, brought in the said bill, ent "An act reducing the duties on salt manufactured in any of counties of this State;" which was read the first time, and by nimous consent was also read a second time, and committed committee of the whole house.

*Ordered*, That the usual number of copies of the said bi printed for the use of the Legislature.

A communication from the Comptroller, was received and in the words following, to wit:

COMPTROLLER'S OFFICE,

*Albany, January 14, 1834.*

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

I beg leave, through its presiding officer, to present to th ssembly the correction of an estimate in the Comptroller's a report.

A. C. FLAG

[See Document No. 24.]

*Ordered*, That the said communication be laid upon the tal

A communication from the Canal Commissioners, was rec and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the l rable the Assembly, three petitions signed by inhabitants c county of Oneida, praying for the passage of a law directin Canal Commissioners to terminate the Chenango canal at th of Utica, reported:

[See Document No. 25.]

*Ordered*, That the said communication be laid upon the te

Mr. Jackson, from the committee on engrossed bills, reporte the committee have examined the engrossed bill entitled "An limit the number of inspectors of lumber in the city of Troy bill entitled "An act relative to a town-house in the town of ben in the county of Oneida;" and the bill entitled "An a thorising the commissioners of school money in the city and c of New-York, to use a part of the special school tax money in said city and county, to pay their expenses;" and find th bills severally correctly engrossed.

The annual report of H. M. Hopkins, an inspector of lumber at Gibbonsville in the county of Albany, was received and read.

[See Document No. 92.]

*Ordered*, That the said report be laid upon the table.

A copy of a resolution of the Senate was received and read, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That the Secretary of State be authorised to forward to the Secretary of State of the United States, for the use of the library of Congress, a complete set of the journals and documents of both Houses of the Legislature, previous to the year one thousand eight hundred and thirty-two.

Thereupon,

*Resolved*, That this House do concur with the Senate in their said resolution.

*Ordered*, That the Clerk deliver a copy of the preceding resolution of concurrence to the Senate.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the re-engrossed bill entitled "An act relating to the jail and work-house in the county of Albany," and find the same correctly re-engrossed.

*Ordered*, That the said bill be laid upon the table.

In pursuance of previous notice, Mr. Jones asked for and obtained leave to introduce a bill, entitled "An act requiring manufacturing corporations to file with the comptroller, an annual statement of their affairs;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on trade and manufactures.

In pursuance of previous notice, Mr. Titus asked for and obtained leave to introduce a bill, entitled "An act relative to proceedings upon writs of homine replegiando;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act relative to the rights and competency of witnesses;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until eleven o'clock on Monday morning next.

MONDAY, JANUARY 20, 1834.

The House met pursuant to adjournment.

Three several petitions of sundry inhabitants of the counties of Cayuga and Columbia, praying for a repeal of the law abolishing imprisonment for debt, was read, and, with a remonstrance against the same, referred to the committee on the judiciary.

The remonstrance of sundry inhabitants of the town of Whites-town in the county of Oneida, against the contemplated change of the termination of the Chenango canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Clinton, praying for the passage of an act to prevent the introduction of foreign paupers into said county, was read, and referred to the committee on the judiciary.

The petition of Reuben Ellis of the city of New-York, praying for an alteration of the law authorising him to furnish to this State certain fire-arms, was read, and referred to the committee on the militia and the public defence.

Two several petitions of sundry inhabitants of the county of Tompkins, praying for the incorporation of a bank, to be located at Ithaca in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Tioga, praying for the incorporation of a bank, to be located at Owego in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Cortland, praying for the incorporation of a bank, to be located at Cortland village in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Monroe, praying for the passage of an act authorising the establishment of a vice-chancellor's court in the eighth judicial district, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Madison, praying for the incorporation of a bank, to be located at Chittenango in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry merchants of the city of New-York, praying for the incorporation of a bank, to be located in said city, by the name and style of the Transportation Bank, with a capital of seven hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Ten several petitions of sundry inhabitants of the counties of Cattaraugus, Allegany, Chautauque, Livingston and Genesee, praying for the incorporation of a bank, to be located at Olean in the county of Cattaraugus, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Oneida, praying for the incorporation of the Clinton Liberal Institute, to be located in said county, was read, and referred to the committee on colleges, academies and common schools.

The petition of sundry inhabitants of the county of Oneida, praying for the construction of a canal from the Erie canal to the High falls in Lewis county, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Ontario, praying that the act relating to horse racing in the county of Dutchess, may be extended to said county of Ontario, was read, and referred to a select committee, consisting of Mr. Younglove, Mr. Caykendall and Mr. Osborne.

The petition of sundry inhabitants of the counties of Wayne and Ontario, praying for the erection of a new county from parts of those counties, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the counties of Oneida and Madison, praying for the passage of an act authorising the erection of a new town from parts of towns in said counties, and to be annexed to the county of Madison, was read, and referred to the committee on the erection and division of towns and counties.

Three several petitions of sundry inhabitants of the counties of Chenango and Otsego, praying for the incorporation of a bank, to be located at New-Berlin in the county of Chenango, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the Eighth Senate district, praying for the passage of an act authorising the appointment of a vice-chancellor for said district, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the counties of Erie, Niagara, Orleans and Monroe, praying for the incorporation of the Rochester and Buffalo Rail-Road Company, with a capital of six hundred thousand dollars, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Niagara, praying for an increase of the capital stock of the Lockport Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Alexis Ward, praying for the incorporation of the Orleans Hydraulic Company, with a capital of twenty-five thousand dollars, with liberty to increase the same to one hundred thousand dollars, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the south jury district in the county of Seneca, praying for the incorporation of the Farmers' Bank, to be located at Ovid in said county, with a capital of one hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Erie and Niagara, praying that parts of certain towns named in said petition, may be annexed to the county of Niagara, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the city of New-York, praying for the incorporation of the Flour Merchants' Bank of said city, with a capital of seven hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the county of Kings, praying that the village of Brooklyn may be incorporated into a city, reported a bill, entitled "An act to incorporate the city of Brooklyn;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

A communication from the secretary of the Firemen's Insurance Company of the city of Albany, was received and read.

[See Document No. 42.]

*Ordered*, That the said communication be laid upon the table.

A communication from the secretary of the Rensselaer and Saratoga Insurance Company, was received and read.

[See Document No. 42.]

*Ordered*, That the said communication be laid upon the table.

A communication from the secretary of the Troy Insurance Company, was received and read.

[See Document No. 42.]

*Ordered*, That the said communication be laid upon the table.

A communication from the president of the Ontario Insurance Company, was received and read.

[See Document No. 42.]

*Ordered*, That the said communication be laid upon the table.

A communication from the secretary of the Howard Insurance Company of New-York, was received and read.



[*See Document No. 42.*]

*Ordered*, That the said communication be laid upon the table.

A communication from the secretary of the Ocean Insurance Company of New-York, was received and read.

[*See Document No. 42.*]

*Ordered*, That the said communication be laid upon the table.

A communication from the Fulton Fire Insurance Company of New-York, was received and read.

[*See Document No. 42.*]

*Ordered*, That the said communication be laid upon the table.

A communication from the secretary of the New-York State Marine Insurance Company in New-York, was received and read.

[*See Document No. 42.*]

*Ordered*, That the said communication be laid upon the table.

A communication from the secretary of the New-York Contributionship Insurance Company, was received and read.

[*See Document No. 42.*]

*Ordered*, That the said communication be laid upon the table.

A communication from the secretary of the United States Fire Insurance Company, was received and read.

[*See Document No. 42.*]

*Ordered*, That the said communication be laid upon the table.

A communication from the secretary of the Traders' Insurance Company in the city of New-York, was received and read.

[*See Document No. 42.*]

*Ordered*, That the said communication be laid upon the table.

A communication from the secretary of the New-York Equitable Insurance Company, was received and read.

[*See Document No. 42.*]

*Ordered*, That the said communication be laid upon the table.

A communication from the Globe Insurance Company of New-York, was received and read.

[*See Document No. 42.*]

*Ordered,* That the said communication be laid upon the table.  
A communication from the president of the Western Fire Insurance Company, was received and read. •

[*See Document No. 42.*]

*Ordered,* That the said communication be laid upon the table.  
A communication from the secretary of the North River Insurance Company of New-York, was received and read.

[*See Document No. 42.*]

*Ordered,* That the said communication be laid upon the table.  
A communication from the secretary of the Aetna Fire Insurance Company of New-York, was received and read.

[*See Document No. 42.*]

*Ordered,* That the said communication be laid upon the table.  
A communication from the secretary of the Eagle Fire Company of New-York, was received and read.

[*See Document No. 42.*]

*Ordered,* That the said communication be laid upon the table.  
A communication from the secretary of the Farmers' Fire Insurance and Loan Company, was received and read.

[*See Document No. 42.*]

*Ordered,* That the said communication be laid upon the table.  
A communication from the secretary of the Atlantic Insurance Company of New-York, was received and read.

[*See Document No. 42.*]

*Ordered,* That the said communication be laid upon the table.  
The annual report of Robert Dingee, an inspector of green hides and skins in the city of New-York, was received and read.

[*See Document No. 90.*]

*Ordered,* That the said report be laid upon the table.  
The annual report of R. Cotheal, an inspector of oil in the city of New-York, was received and read.

[*See Document No. 91.*]

*Ordered,* That the said report be laid upon the table.  
The annual report of Benjamin C. Capron, an inspector of wood and lumber in the city and county of Albany, was received and read.

[See Document No. 81.]

*Ordered*, That the said report be laid upon the table.

The Senate sent for concurrence, a bill entitled "An act authorising the corporation of the city of Troy to borrow money, and to raise money by tax;" and a bill entitled "An act altering the name of Saral L. Matterson."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act authorising the corporation of the city of Troy to borrow money, and to raise money by tax," was referred to the committee on the incorporation of cities and villages; and the bill entitled "An act altering the name of Saral L. Matterson," was referred to a select committee, consisting of Mr. I. S. Parker, Mr. Fleming and Mr. Grinnell, severally to consider and report thereon.

The engrossed bill entitled "An act relating to the jail and work-house in the county of Albany," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. A. J. Parker gave notice that he would, at some future day, ask leave to introduce a bill to authorise the clerk of Delaware county to transcribe certain records, and preserve the transcripts in his office, in place of the original records.

Mr. Bull gave notice that he would, at some future day, ask leave to introduce a bill to incorporate the Nassau Academy in the county of Rensselaer.

Mr. Nichols gave notice that he would, at some future day, ask leave to introduce a bill to establish work-houses within the several counties of this State, and for a more summary way of proceeding in trials for petit offences.

Mr. Mitchell gave notice that he would, at some future day, ask leave to introduce a bill for an act to exempt certain property from levy and sale under execution and distress for rent.

In pursuance of previous notice, Mr. I. S. Parker asked for and obtained leave to bring in a bill, entitled "An act to exempt clerks in chancery from military duty;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act relative to the rights and competency of witnesses;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until eleven o'clock to-morrow morning.

TUESDAY, JANUARY 21, 1834.

The House met pursuant to adjournment.

Four several petitions of sundry inhabitants of the counties of Lewis, Jefferson and St. Lawrence, praying for the construction of a canal from the High falls in the county of Lewis, to the Erie canal, were read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the city and county of New-York, praying for the incorporation of the Book-makers' Bank, to be located in said city, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The memorial of the president and directors of the Seneca Turnpike Road Company, relative to the application for a rail-road from Utica to Salina, was read, and referred to the committee on rail-roads.

*Ordered*, That the usual number of copies of the said memorial be printed for the use of the Legislature.

[See Document No. 48.]

The petition of sundry inhabitants of the county of Rensselaer, praying for the passage of an act authorising the construction of a bridge across the Hudson river near the sloop-lock, and for the incorporation of a bank, to be located at the same place, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Three several petitions of sundry inhabitants of the counties of Washington, Essex and Clinton, praying for legislative aid in the location and construction of a road from Whitehall in the county of Washington, to the county of Clinton, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Genesee, praying for the passage of an act authorising a vice-chancellor's court to be established in the eighth judicial district, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the city of Rochester, praying for the incorporation of the Rochester and Charlotte Rail-Road Company, was read, and referred to the committee on rail-roads.

The petition of the president and directors of the Troy Turnpike and Rail-Road Company, praying for legislative relief, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the towns of Petersburg,

Grafton and Brunswick, praying for the incorporation of a company to construct a turnpike road from Brunswick to the Patroon's mills (so called) in said town of Petersburg, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Three several petitions of sundry inhabitants of the county of Madison, praying for a repeal of the law abolishing imprisonment for debt, were read, and, with a remonstrance of sundry inhabitants of the county of Genesee against the same, referred to the committee on the judiciary.

Three several petitions of sundry inhabitants of the towns of Stockport, Austerlitz and Hillsdale, in the county of Columbia, praying for the incorporation of a bank, to be located at the city of Hudson, with a capital of three hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Washington, praying for the incorporation of a bank, to be located at Union village in said county, with a capital of one hundred thousand dollars, with liberty to increase the same to one hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the town of Orangeville in the county of Genesee, praying for the incorporation of a company to construct a rail-road from the termination of the Tonawanda rail-road at the village of Attica in the county of Genesee, to the city of Buffalo in the county of Erie, were read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Ontario, praying that the existing law relative to horse-racing in the county of Dutchess, may be extended to the county of Ontario, was read, and referred to the select committee upon that subject, of which Mr. Younglove is chairman.

The petition of sundry inhabitants of the county of Onondaga, praying for the construction of a rail-road from the city of Utica to the town of Salina in the county of Onondaga, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of Allegany, Cattaraugus, Genesee, Livingston, Monroe and Ontario, praying for the construction of a canal from Rochester to Olean, were read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Monroe, praying for the incorporation of a bank, to be located at Brockport in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Erie, Niagara, Orleans and Monroe, praying for the incorporation of the Rochester and Buffalo Rail-Road Company, with a capital of six hundred thousand dollars, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the county of Saratoga, praying for the incorporation of a bank, to be located at Ballston-Spa in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Daniel Van Horne of the county of Niagara, praying for legislative relief in relation to a certain lot of land therein mentioned, was read, and referred to the committee on the judiciary.

The petition of the managers of the Prince-street Orphan Asylum in the city of New-York, praying for legislative relief, was read, and referred to the committee on the incorporation of charitable and religious societies.

Four several petitions from sundry inhabitants of the county of Niagara, praying for the incorporation of a bank, to be located at the village of Lockport in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Niagara, praying for an increase of the capital stock of the Lockport Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the town of Nassau in the county of Rensselaer, praying for the incorporation of the Nassau Academy, was read, and referred to the committee on colleges, academies and common schools.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of the commissioners named in the act to incorporate the Union Fire Insurance Company of the city of New-York, reported, that the committee are of the opinion that the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of the commissioners named in the act to incorporate the Oneida Insurance Company, praying for an extension of the time allowed them to organize said company, reported a bill, entitled "An act to revive an act entitled 'An act to incorporate the Oneida insurance company,' passed March 23d, 1832, and to extend the time for organizing the same;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered,* That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city and county of Schenectady, praying for the incorporation of the Sche-

nectady Savings Bank, reported a bill, entitled "An act to incorporate the Schenectady savings bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city and county of New-York, praying for the incorporation of a bank for savings, to be located in said city, reported a bill, entitled "An act to incorporate the Bowery savings bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the memorial of the Greenwich Savings Bank, praying for an amendment of their charter, reported a bill, entitled "An act relative to the Greenwich savings bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants, praying for the incorporation of the American Life Insurance and Trust Company, reported a bill, entitled "An act to incorporate the American life insurance and trust company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry citizens of the city of New-York, praying for a charter of a company, under the name of the Columbian Life Insurance and Trust Company of New-York, with a capital of two million dollars, with leave to increase it to four million dollars; also the petition of the Farmers' Fire Insurance and Loan Company, for an alteration in their charter; also the petition of sundry inhabitants of the State of New-York, for the incorporation of a company, to be called the American Life Insurance and Trust Company, with a capital of three million dollars, to be located in the city of New-York; also the petition to incorporate the Long Island Life Insurance and Trust Company, with a capital of one million dollars, to be located at the village of Brooklyn in the county of Kings, reported; and offered the following resolution:

[See Document No. 40.]

*Resolved*, That the prayers of the several petitions for the chartering of the Columbian Life Insurance and Trust Company; to amend the charter of the Farmers' Fire Insurance and Loan Company; and to incorporate the Long Island Life Insurance and Trust Company, ought not to be granted.

*Ordered*, That the said report and resolution be laid upon the table.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Lewis Beebe and John Chapman, praying for a law directing the Canal Commissioners to pay to the petitioners the sum of six hundred and forty-two dollars and thirty-eight cents, with interest from the 18th day of December, 1823, for an omission of an engineer in not allowing them for certain rock excavation upon section 166, reported; and asked leave to introduce a bill.

[See Document No. 43.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of Lewis Beebe and John Chapman;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Strong, from the committee on the manufacture of salt, to which was referred the petition of Simeon Crane, Joel Crane and Ornan Crane, praying for a loan of money from the State, reported; and recommended that the said petition be referred to the Comptroller.

[See Document No. 45.]

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Robertson, from the committee on claims, to which was referred the petition of Neal Brown, praying compensation for work done by him on section number two on the Champlain canal, reported; and asked leave to introduce a bill.

[See Document No. 44.]

*Ordered*, That leave be given to bring in such bill.

Mr. Robertson, according to leave, brought in the said bill, entitled "An act for the relief of Neal Brown;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the engrossed bill from the Senate,



entitled "An act authorising the corporation of the city of Troy to borrow money, and to raise money by tax," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.

Mr. I. S. Parker, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act altering the name of Sarah L. Matterson," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.

The annual report of Richard McCarty, an inspector of flour and meal in the city of New-York and county of Kings, was received and read.

[*See Document No. 111.*]

*Ordered,* That the said report be laid upon the table.

A communication from the president of the New-York Life Insurance and Trust Company, was received and read.

[*See Document No. 42.*]

*Ordered,* That the said communication be laid upon the table.

A communication from the secretary of the New-York Fire Insurance Company, was received and read.

[*See Document No. 42.*]

*Ordered,* That the said communication be laid upon the table.

A communication from the Franklin Fire Insurance Company in the city of New-York, was received and read.

[*See Document No. 103.*]

*Ordered,* That the said communication be laid upon the table.

The annual report of Francis Peckwell, inspector-general of staves and heading in the city and county of New-York, was received and read.

[*See Document No. 93.*]

*Ordered,* That the said report be laid upon the table.

*Ordered,* That Mr. Grover have leave of absence for six days.

In pursuance of previous notice, Mr. Morris asked for and obtained leave to bring in a bill, entitled "An act relative to the removal of causes by certiorari to the superior court of the city of New-York, and to regulate the practice of the justices' and assistant justices' courts of the city of New-York;" which was read

the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

In pursuance of previous notice, Mr. A. J. Parker asked for and obtained leave to bring in a bill, entitled "An act authorising the clerk of Delaware county to transcribe a docket of common plea judgments in his office;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

In pursuance of previous notice, Mr. Mitchell asked for and obtained leave to bring in a bill, entitled "An act to exempt certain property from levy and sale under execution, and from distress for rent;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

In pursuance of previous notice, Mr. A. J. Parker asked for and obtained leave to bring in a bill, entitled "An act to amend title ninth, part first, chapter twentieth of the Revised Statutes;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

In pursuance of previous notice, Mr. Bull asked for and obtained leave to bring in a bill, entitled "An act to incorporate the Nassau academy;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Wait gave notice that he would, at some future day, ask leave to introduce a bill, authorising the superintendents of the poor of Chenango county, under the direction of the supervisors thereof, to purchase and sell real estate.

On motion of Mr. Myers,

*Resolved*, That the Secretary of State be directed to report to this House, such parts of the communications which he may receive from inspectors of pot and pearl-ashes, in pursuance of the resolution of this House of the 9th April last, as may contain information or observations touching the improvement in the manufacture of pot-ashes mentioned in the report of the committee on trade and manufactures, on the petitions in relation to the inspection of potash, bearing date the 9th of April last.

Mr. Wheeler offered for the consideration of the House, a resolution, with a recital, in the words following, to wit:

Whereas it is understood that a communication has been recently received by a member of this House, from the State of Ohio,

giving important information upon the subject of the inspection of tobacco, and its production and exportation from that State:

Therefore,

*Resolved*, That the same communication be received by the House, be referred to the committee of the whole when on the bill entitled "An act regulating the inspection of leaf tobacco in the city of New-York," and that it be printed.

[See Document No. 46.]

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act relative to the rights and competency of witnesses;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported, that the committee had disagreed to the first section and the enacting clause of the said bill; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

{ AYES 69 }  
{ NAYS 52 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Angel	Mr. Hasbrouck	Mr. Patterson
Mr. Anthony	Mr. Hough	Mr. Phelps
Mr. Arnold	Mr. Humphrey	Mr. Robertson
Mr. Bagley	Mr. Hunt	Mr. O. Robinson
Mr. Bartle	Mr. Ingalls	Mr. J. P. Robinson
Mr. Bostwick	Mr. Jackson	Mr. Ruggles
Mr. Cargill	Mr. Johnson	Mr. Schermerhorn
Mr. Cash	Mr. Jones	Mr. Smith
Mr. Church	Mr. Kingman	Mr. Snyder
Mr. Clary	Mr. Lewis	Mr. Speaker
Mr. Conklin	Mr. Livingston	Mr. Staats
Mr. Crosby	Mr. Lockwood	Mr. Stevenson
Mr. Culver	Mr. Marvin	Mr. Stone
Mr. Dusenbury	Mr. M'Knight	Mr. Strong
Mr. Ellithorp	Mr. Mersereau	Mr. Terry
Mr. Emmons	Mr. Mitchell	Mr. Todd
Mr. Fowler	Mr. Morrell	Mr. West
Mr. Germond	Mr. Nichols	Mr. Wheaton
Mr. Gordon	Mr. Orr	Mr. Willes
Mr. Grinnell	Mr. Osborne	Mr. Williams
Mr. Grover	Mr. A. J. Parker	Mr. Winfield
Mr. Haight	Mr. J. H. Parker	Mr. Wright
Mr. Hall	Mr. Parkhurst	Mr. Young

Those who voted in the negative are

Mr. Anderson	Mr. Drake	Mr. Ringgold
Mr. Archibald	Mr. Dyer	Mr. Sears
Mr. Barnes	Mr. Enos	Mr. Shays
Mr. Beardslee	Mr. Fleming	Mr. Spafard
Mr. Bockoven	Mr. Gardner	Mr. Stafford
Mr. Bogardus	Mr. Guinnip	Mr. Sumner
Mr. Bowne	Mr. Harris	Mr. Temple
Mr. Brasher	Mr. Healy	Mr. Thomson
Mr. Brown	Mr. Herttell	Mr. Titus
Mr. Bull	Mr. Hone	Mr. Tompkins
Mr. Butrick	Mr. Kernan	Mr. Wait
Mr. Case	Mr. Mabbett	Mr. Ward
Mr. Chamberlin	Mr. M'Keon	Mr. Wheeler
Mr. Clark	Mr. Morehouse	Mr. Whipple
Mr. Coe	Mr. Myers	Mr. Wood
Mr. Collin	Mr. Myrick	Mr. Yates
Mr. Cuykendall	Mr. Palmer	Mr. Younglove
Mr. Dana		

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And then the House adjourned until eleven o'clock to-morrow morning.

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### WEDNESDAY, JANUARY 22, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the county of Jefferson, praying for the incorporation of the Sacket's-Harbor Bank, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chenango, praying for the incorporation of the Wool-growers' Bank, to be located at Norwich in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Rensselaer, praying a repeal of the last clause of the law regulating the practice of physic and surgery, was read, and referred to the committee on medical subjects.

The petition of the president, directors, and company of the La Fayette Fire Company of the village of Lansingburgh, praying for an amendment of their charter, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Orleans, praying for the incorporation of a bank, to be located at Albion in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Dutchess, praying for the repeal of that part of the Revised Statutes, which exempts from taxation the property of all religious societies, corporations, and the property of the clergy, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the city of Buffalo, praying for the incorporation of a bank, to be located north of Fulton-street in the city of New-York, by the name and style of the Book-makers' Bank of the State of New-York, with a capital of five hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the county of Chenango, praying for the incorporation of a bank, to be located at Oxford in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Abraham Bloodgood and others, praying for an amendment of the statute relating to wills, was read, and referred to the committee on the judiciary.

The petition of a convention of delegates from the county of Chautauque, praying legislative aid in the construction of the contemplated New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

Ten several petitions of sundry inhabitants of the county of Cattaraugus, praying for the incorporation of the Cattaraugus Bank, to be located at Ellicottville, with a capital of one hundred and fifty thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the county of Madison, praying for a repeal of the law abolishing imprisonment for debt, were read, and referred to the committee on the judiciary.

The remonstrance of sundry inhabitants of the town of Smithfield in the county of Madison, against a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Chautauque, praying for the incorporation of the Mayville Academy in said county, and for an appropriation from the State treasury for the benefit of said academy, was read, and referred to the committee on colleges, academies and common schools.

Three several petitions of sundry inhabitants of the county of Rensselaer, praying for the incorporation of a bank, to be located at Lansingburgh in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of David Mersereau, praying for the passage of an act authorising him to erect and maintain a dam across the Susquehannah river in the county of Broome, was read, and referred to a select committee, consisting of Mr. Case, Mr. Spafford and Mr. Chamberlin.

Four several petitions from sundry inhabitants of the county of Ulster, praying for the incorporation of a bank, to be located in the village of Ulster in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry inhabitants of the county of Livingston, against the incorporation of the Genesee Wesleyan Seminary, was read, and referred to the committee on colleges, academies and common schools.

*Ordered*, That the usual number of copies of the said memorial be printed for the use of the Legislature.

[See Document No. 51.]

Eight several remonstrances of sundry inhabitants of the county of Wayne, against the division of said county, were read, and referred to the committee on the erection and division of towns and counties.

Five several petitions of sundry inhabitants of the counties of Wayne and Ontario, praying for the incorporation of a bank, to be located at Lyons in the county of Wayne, to be called the Bank of Lyons, with a capital of two hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the town of Caledonia in the county of Livingston, praying for the incorporation of a bank, to be located in the village of Le Roy in the county of Genesee, with a capital of one hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Joseph A. Norton, praying compensation for services alleged to have been rendered in securing fugitives from justice, was read, and referred to the committee on claims.

Two several petitions of sundry inhabitants of the county of Chenango, praying for the incorporation of the New-Berlin Bank, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the town of Southold in the county of Suffolk, praying for legislative aid in constructing a certain road in that town, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Three several petitions of sundry inhabitants of the counties of Wayne and Seneca, praying for the incorporation of a bank, to be located at Clyde in the county of Wayne, with a capital of two

hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the towns of Stockholm and Norfolk in the county of St. Lawrence, praying that a part of said town of Stockholm may be annexed to Norfolk, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Madison, praying the repeal of certain portions of the Revised Statutes, exempting church property from taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located in the village of Le Roy in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Washington, praying for the incorporation of a bank, to be located at Union village in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Allegany, Cattaraugus, Genesee, Livingston, Ontario and Monroe, praying for the construction of a canal from Rochester through the valley of the Genesee, to Olean, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the counties of Allegany, Cattaraugus, Steuben, Genesee, Livingston, Ontario and Monroe, praying for the construction of a canal from Rochester through the valley of the Genesee, to Olean, with a branch to Dansville, was read, and referred to the committee on canals and internal improvements.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Erie, praying for the incorporation of a savings bank, to be located at the city of Buffalo, reported a bill, entitled "An act to incorporate the Buffalo savings bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered,* That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the counties of Schenectady and Saratoga, praying for the incorporation of an insurance company, reported a bill, entitled "An act to incorporate the Schenectady and Saratoga insurance company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city of New-York, praying for the incorporation of the Greenwich Insurance Company, reported a bill, entitled "An act to incorporate the Greenwich insurance company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of the Washington Marine Insurance Company of the city of New-York, praying for an amendment of their charter, reported a bill, entitled "An act to amend an act entitled 'An act to incorporate the Washington marine insurance company of the city of New-York,' passed 27th April, 1833;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. McKnight, from the committee on public lands, to which was referred the petition of Benjamin Barton, Calvin Hotchkiss and Bates Cook, praying for the revival of an act passed April 16, 1829, authorising the Commissioners of the Land-Office to sell to them certain lands, together with the report of the Surveyor-General, reported; and asked leave to introduce a bill.

[*See Document No. 49.*]

*Ordered*, That leave be given to bring in such bill.

Mr. McKnight, according to leave, brought in the said bill, entitled "An act to revive an act authorising the sale of certain lands in the village of Lewiston, passed April 16th, 1829;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of William Ostrander, praying to be allowed a compensation in lieu of his bounty lands, as a revolutionary soldier in the third New-York regiment, reported; and asked leave to introduce a bill.

[*See Document No. 57.*]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of William Ostrander;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.



Mr. Mabbett, from the select committee to which was referred the petition of Platt Sutherland and others, praying for a law to protect fishing in a certain pond in the towns of Washington and Stanford, reported; and asked leave to introduce a bill.

[See Document No. 58.]

*Ordered*, That leave be given to bring in such bill.

Mr. Mabbett, according to leave, brought in the said bill, entitled "An act regulating fishing in Wilson pond in the county of Dutchess;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Palmer, from the select committee to which was referred the petition of Sally L. Duvall and Benoni Clark, reported; and asked leave to introduce a bill.

[See Document No. 47.]

*Ordered*, That leave be given to bring in such bill.

Mr. Palmer, according to leave, brought in the said bill, entitled "An act to change the name of John Swartwout Smith Duvall;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A communication from the Attorney-General, was received and read, in the words following, to wit:

*Albany, January 22, 1834.*

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

I submit herewith a report on the petition of Reuben Wells and others, in relation to escheated lands.

I am, very respectfully,

Your obedient servant,

GREENE C. BRONSON.

[See Document No. 53.]

*Ordered*, That the said communication be laid upon the table.

The annual report of Alexander Dennistoun, an inspector of lumber for the city and county of New-York, was received and read.

[See Document No. 119.]

*Ordered*, That the said report be laid upon the table.

The annual report of Nathan Roberts, an inspector of lumber for the city and county of New-York, was received and read.

[See Document No. 124.]

*Ordered*, That the said report be laid upon the table.

A communication from the Secretary of State, was received and read, in the words following, to wit:

STATE OF NEW-YORK, }  
SECRETARY'S OFFICE. }

January 22, 1834.

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

I have the honor to transmit herewith a report, together with certain communications required by a resolution of the Assembly of the 21st instant.

I am, very respectfully,

Your obedient servant,

JOHN A. DIX.

[See Document No. 54.]

*Ordered*, That the said communication be laid upon the table.

Mr. Staats gave notice that he would ask leave, on some future day, to bring in a bill to provide for the filling of vacancies in the office of constable in the city of Albany.

*Ordered*, That the committee on canals and internal improvements be discharged from the further consideration of the petition of sundry inhabitants of the county of Monroe, praying for the passage of an act securing the permanent use of the surplus waters of the Erie canal at Lockville in the county of Wayne, and that the same be referred to the Canal Commissioners.

*Ordered*, That the committee on claims be discharged from the further consideration of the petition of Ephraim Bogardus, praying to be remunerated for certain expenses alleged to have been incurred in the defence of certain ejectment suits brought against him by the State, and that the same be referred to the Attorney-General.

Mr. Myers gave notice that he would, on some future day, ask leave to introduce a bill, entitled "An act to restrict the powers of the New-York life insurance and trust company."

Mr. Robertson gave notice that he would, on some future day, ask leave to introduce a bill, entitled "An act in addition to an act to create a fund for the benefit of the creditors of certain mortgaged incorporations, and for other purposes, passed April 2, 1829."

*Ordered*, That the committee on the incorporation of charitable and religious societies be discharged from the further consideration of the petition of the trustees of the Prince-street Orphan Asylum in the city of New-York, praying pecuniary aid from the State; and that the same be referred to a select committee, consisting of Mr. McKeon, Mr. Kernan and Mr. Staats.

*Ordered*, That the petition for for the incorporation of the Genesee Wesleyan Seminary, be printed.

[See Document No. 50.]

In pursuance of previous notice, Mr. Nichols asked for and obtained leave to bring in a bill, entitled "An act to establish work-houses within the several counties of this State, and for a more summary trial in cases of petit offences;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

And then the House adjourned until eleven o'clock to-morrow morning.

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## THURSDAY, JANUARY 23, 1834.

The House met pursuant to adjournment.

Three several petitions of sundry inhabitants of the counties of Monroe, Livingston, Allegany, Genesee, Steuben and Cattaraugus, praying for the construction of the Rochester and Olean canal, were read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the counties of Erie, Niagara and Orleans, praying for the incorporation of a company, with a capital of six hundred thousand dollars, to construct a rail-road from Rochester to Buffalo, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the county of Niagara, praying for the incorporation of a company to construct a rail-road from the village of Lockport to Niagara falls in said county, were read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Niagara, praying for an increase of the capital stock of the Lockport Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Holmes Hutchinson, praying compensation for services rendered the State, in examining the inclined planes on the Morris canal in New-Jersey, in pursuance of a joint resolution of the Legislature, was read, and referred to the committee on canals and internal improvements.

Three several petitions of sundry inhabitants of the county of Tompkins, praying for the incorporation of a bank, to be located at Ithaca in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the city of Albany, praying for the incorporation of a bank, to be located in the city of New-York north of Fulton-street, by the name and style of the Book-makers' Bank of the State of New-York, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The memorial of sundry inhabitants of the county of Tioga, relative to a repeal of the law which exempts church property from taxation, was read, and referred to the committee on ways and means.

Two several petitions of sundry inhabitants of the county of Chenango, praying for the incorporation of a bank, to be located at Norwich in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Monroe, praying for the passage of an act incorporating a company, with authority to navigate the Genesee river with steam, was read, and referred to a select committee, consisting of Mr. Haight, Mr. Staats and Mr. Nichols.

The petition of sundry inhabitants of the county of Herkimer, praying for the repeal of an act authorising the location of a certain road from Bennet's corners in the county of Herkimer, to Fort-Plain in the county of Montgomery, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the counties of Washington, Essex and Clinton, praying for legislative aid in constructing a road from Whitehall in said county, to the county of Clinton, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the counties of Genesee and Erie, praying for the incorporation of a company to construct a rail-road from the termination of the Tonnewanta rail-road at Attica in the county of Genesee, to the city of Buffalo in the county of Erie, to be called the Buffalo and Attica Rail-Road, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Jefferson, praying for the construction of the Black River canal, was read, and referred to the committee on canals and internal improvements.

Five several petitions of sundry inhabitants of the county of Columbia, praying for the incorporation of a bank, to be located at the village of Kinderhook in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the town of Redhook in the county of Dutchess, praying for the incorporation of a bank, to be located in the village of Ulster in the county of Ulster, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the village of Palatine Bridge in the county of Montgomery, praying for the incorporation of a bank, to be located at the village of Canajoharie in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act relating to the courts of common pleas and general sessions of the peace of the county of Saratoga," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Beardslee, from the select committee to which was referred the petition of Charles Gray and others, reported; and asked leave to introduce a bill.

[See Document No. 59.]

*Ordered*, That leave be given to bring in such bill.

Mr. Beardslee, according to leave, brought in the said bill, entitled "An act to authorise the board of supervisors of the county of Herkimer to raise money to complete the jail, and for other purposes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The annual report of George Seaman, an inspector of pot and pearl-ashes for the city and county of New-York, was received and read.

[See Document No. 65.]

*Ordered*, That the said report be laid upon the table.

The annual report of the Canal Commissioners was received and read.

[See Document No. 23.]

*Ordered*, That the said report be referred to the committee on canals and internal improvements.

*Ordered*, That three times the usual number of copies of the said report, including the accompanying report of the engineer, and the usual number of copies of documents accompanying said reports, be printed for the use of the Legislature, and that two hundred copies of the said reports be printed for the use of the Canal Commissioners.

A communication from the Superintendent of Common Schools, was received and read, in the words following, to wit:

STATE OF NEW-YORK, }  
SECRETARY'S OFFICE. }

January 23, 1834.

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

I have the honor to transmit herewith a report on the petition of the trustees of school district number three in the town of Gates, Monroe county, referred to me by a resolution of the Assembly.

I am, respectfully,

Your obedient servant,

JOHN A. DIX.

[See Document No. 52.]

*Ordered*, That the said communication be referred to the committee on colleges, academies and common schools.

A communication from the secretary of the American Insurance Company of the city of New-York, was received and read.

[See Document No. 103.]

*Ordered*, That the said communication be laid upon the table.

A copy of a resolution of the Senate was received and read, informing that they have concurred with this House in its resolutions of the tenth instant, relative to the removal of the deposits from the Bank of the United States, and the rechartering of the said bank, with an amendment by inserting as the fourth of the said resolutions the following:

*Resolved*, That the conduct of the Bank, in attempting, at a time of general prosperity, to produce pecuniary distress and alarm, and in exercising its power with a view to extort a renewal of its charter from the fears of the people, affords of itself full justification for the withdrawal of the confidence of the government.

Mr. Speaker put the question whether the House would agree with the Senate in their said amendment, and it was determined in the affirmative.

{ AYES 118 }  
{ NAYS 08 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. Phelps
Mr. Angel	Mr. Germond	Mr. Ringgold
Mr. Anthony	Mr. Gordon	Mr. O. Robinson
Mr. Archibald	Mr. Grinnell	Mr. J. P. Robinson
Mr. Arnold	Mr. Guinnip	Mr. Ruggles
Mr. Bagley	Mr. Haight	Mr. Schermerhorn
Mr. Barnes	Mr. Hall	Mr. Sears
Mr. Bartle	Mr. Harris	Mr. Shays
Mr. Beardslee	Mr. Hasbrouck	Mr. Smith
Mr. Bockoven	Mr. Healy	Mr. Snyder
Mr. Bogardus	Mr. Herttell	Mr. Spafard
Mr. Bostwick	Mr. Hone	Mr. Speaker
Mr. Bowne	Mr. Hough	Mr. Staats
Mr. Brasher	Mr. Humphrey	Mr. Stafford
Mr. Brown	Mr. Hunt	Mr. Stevenson
Mr. Bull	Mr. Ingalls	Mr. Stone
Mr. Butrick	Mr. Jackson	Mr. Strong
Mr. Campbell	Mr. Jones	Mr. Sumner
Mr. Cargill	Mr. Kernan	Mr. Temple

Mr. Case	Mr. Kingman	Mr. Terry
Mr. Cash	Mr. Livingston	Mr. Thomson
Mr. Chamberlin	Mr. Lockwood	Mr. Titus
Mr. Church	Mr. Mabbett	Mr. Todd
Mr. Clark	Mr. Marvin	Mr. Tompkins
Mr. Coe	Mr. M'Keon	Mr. Wait
Mr. Conklin	Mr. M'Knight	Mr. West
Mr. Collin	Mr. Mitchell	Mr. Wheaton
Mr. Crosby	Mr. Morehouse	Mr. Wheeler
Mr. Culver	Mr. Morrell	Mr. Whipple
Mr. Cuykendall	Mr. Morris	Mr. Willes
Mr. Dana	Mr. Myers	Mr. Williams
Mr. Degrauw	Mr. Myrick	Mr. Winfield
Mr. Drake	Mr. Nichols	Mr. Wood
Mr. Dusenbury	Mr. Orr	Mr. Wright
Mr. Dyer	Mr. Osborne	Mr. Yates
Mr. Ellithorp	Mr. Palmer	Mr. Younglove
Mr. Enos	Mr. A. J. Parker	Mr. Young
Mr. Fowler	Mr. J. H. Parker	

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Those who voted in the negative are,

Mr. Clary	Mr. Lewis	Mr. Robertson
Mr. Emmons	Mr. Parkhurst	Mr. Ward
Mr. Grover	Mr. Patterson	

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*Ordered*, That the clerk return the said resolutions to the Senate, and inform them that this House have concurred with them in their amendment thereto, and have amended the same accordingly.

Mr. Wright gave notice that he would, at some future day, ask leave to introduce a bill, to amend title fifteenth, part third, chapter eighth of the Revised Statutes, relating to the foreclosure of mortgages.

Mr. Clary gave notice that he would, on some future day, ask leave to introduce a bill, to amend article third of chapter second of title third of part fourth of the Revised Statutes, relating to trials before special sessions.

Mr. Bull gave notice that he would, on some future day, ask leave to bring in a bill to limit the number of justices of the peace in the city of Troy.

Mr. Wood gave notice that he would, on some future day, ask leave to bring in a bill to repeal the act entitled "An act for building a bridge across the Genesee river in the town of Nunda in the county of Allegany," passed April 10th, 1818, and an act amendatory thereto, passed April 9th, 1829.

Mr. Whipple offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That this House will meet hereafter at ten o'clock in the forenoon.

*Ordered*, That the said resolution be laid upon the table.

[ASSEMBLY JOURNAL.]

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On motion of Mr. Smith,

*Resolved*, That the committee upon the incorporation and alteration of banking and insurance companies, be discharged from the further consideration of the petition of the officers of the La Fayette Fire Company in the village of Lansingburgh, and that the same be referred to the committee upon the incorporation of cities and villages.

*Ordered*, That the committee on claims be discharged from the further consideration of the petition of Henry Rice, Benjamin Lee and Daniel Hall, relative to certain monies paid into the State treasury for the sale of lands, and that the same be referred to the Surveyor-General.

*Ordered*, That the committee on rail-roads be discharged from the further consideration of the petition of the president and directors of the Buffalo and Black-Rock Rail-Road Company, praying for authority to construct their road over and upon certain lands belonging to the people of this State, together with the report of the Surveyor-General accompanying the same, and that they be referred to the Canal Commissioners.

On motion of Mr. Bowne,

*Resolved*, That the bill entitled "An act to abolish capital punishment, and to provide for the punishment of certain crimes," be made the special order of the day for Monday the seventeenth day of February next.

In pursuance of previous notice, Mr. Myers asked for and obtained leave to bring in a bill, entitled "An act to alter and amend an act entitled 'An act to incorporate the New-York life insurance and trust company,' passed March 2d, 1830;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

In pursuance of previous notice, Mr. Robertson asked for and obtained leave to bring in a bill, entitled "An act in addition to an act to create a fund for the benefit of the creditors of certain mortgaged corporations, and for other purposes, passed April 6th, 1829;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

In pursuance of previous notice, Mr. Snyder asked for and obtained leave to bring in a bill, entitled "An act to extend the power of the supreme court commissioner of Columbia county;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

In pursuance of previous notice, Mr. Staats asked for and obtained leave to bring in a bill, entitled "An act to provide for filling vacancies in the office of constable in the city of Albany;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.



The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the city of Rochester;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Myers, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to authorise Alansing Crabb to change his name;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Fleming, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to authorise the Mohawk and Hudson rail-road company to increase their capital stock, and for other purposes;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. A. J. Parker, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

And then the House adjourned until eleven o'clock to-morrow morning.

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## FRIDAY, JANUARY 24, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the county of Lewis, praying for the construction of a canal from the High falls in said county, to the Erie canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the eleventh ward of the city of New-York, praying for an increase of the capital stock of the Dry Dock Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the trustees of the New-York Society for promoting the manumission of slaves, and for other purposes, praying for the passage of an act authorising them to transfer certain property therein mentioned, was read, and referred to the committee on colleges, academies and common schools.

The petition of sundry merchants of the city of Troy, praying for the incorporation of a bank, to be located in the city of New-York, by the name and style of the Transportation Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Daniel McIntosh, praying for remuneration for loss alleged to have been sustained in consequence of his not having received his complement of land in lot number ninety-eight in the military tract in the county of Cayuga, was read, and referred to the committee on claims.

Two several petitions of sundry inhabitants of the county of Tompkins, praying for the incorporation of a bank, to be located at Ithaca in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the board of supervisors of the county of Dutchess, praying for the passage of an act to authorise them to sell or lease the present court-house and jail lot, and to erect a new court-house and jail, was read, and referred to a select committee, consisting of the members attending this House from the county of Dutchess.

The petition of the board of supervisors of the county of Dutchess, praying for the passage of an act providing for the payment of the district attorney of said county, by an annual salary of one thousand dollars, was read, and referred to the committee on the judiciary.

The remonstrance of sundry inhabitants of the town of Harpersfield in the county of Delaware, against annexing parts of the towns of Harpersfield and Kortright to the town of Stamford in said county, was read, and referred to the committee on the erection and division of towns and counties.

Two several petitions of sundry inhabitants of the counties of Dutchess and Montgomery, praying a repeal of the law abolishing imprisonment for debt, together with three several remonstrances from sundry inhabitants of the counties of Onondaga, Lewis and Chenango, against the repeal of said law, were read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Montgomery, praying for the incorporation of a bank, to be located at Canajoharie, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Onondaga, praying for the incorporation of a company to construct a rail-road from Utica to Syracuse, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Fredonia in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Eight several petitions from sundry inhabitants of the counties of Chautauque and Cattaraugus, praying for the incorporation of a bank, to be located at Forrestville in the county of Chautauque, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The memorial of the judges of the court of common pleas of the county of Saratoga, praying for the passage of an act to expedite the administration of public justice, was read, and referred to the committee on the judiciary.

The remonstrance of sundry inhabitants of the county of Rensselaer, against the incorporation of the Troy Turnpike Rail-Road Company, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry merchants of the city of New-York, praying for the incorporation of the Board of Trade, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the county of Warren, praying for an appropriation from the State treasury, for the construction of a bridge across the Hudson river in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Cortland, praying for the incorporation of a bank, to be located at Cortland village in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Monroe, Livingston, Allegany, Genesee, Steuben and Cattaraugus, praying for the construction of the Rochester and Olean canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the counties of Cayuga and Onondaga, praying for the incorporation of a company to construct a bridge across the Seneca river, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Oneida, praying for the incorporation of the Hibernian Benevolent Society of the city of Utica, was read, and referred to the committee on the incorporation of charitable and religious societies.

The petition of sundry inhabitants of the county of Oneida, praying for the passage of an act authorising the Canal Commissioners to locate the termination of the Chenango canal through or near the village of New-Hartford, in case the present termination is changed, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the town of Union-Vale in the county of Dutchess, praying an amendment of the existing laws relative to the deaf and dumb, was read, and referred to the select committee on so much of the Governor's message as relates to that subject.

The petition of sundry inhabitants of the county of Madison, praying for the incorporation of a bank, to be located at Hamilton in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Orleans, praying for the incorporation of a bank, to be located at Albion in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Three several petitions from sundry inhabitants of the counties of Lewis, Albany and New-York, praying for the repeal of the laws of this State, by which church property and the property of clergymen is exempt from taxation, were read, and referred to the committee on ways and means.

Mr. Winfield, from the committee on medical subjects, to which was referred the memorial of the New-York Eye Infirmary, praying legislative relief, reported a bill, entitled "An act for the further relief of the Eye Infirmary of the city of New-York;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, reported; and asked leave to introduce a bill.

[*See Document No. 63.*]

*Ordered*, That leave be given to bring in such bill.

Mr. Angel, according to leave, brought in the said bill, entitled "An act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, to borrow money;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Humphrey, from the committee on canals and internal improvements, to which was referred the memorial of Holmes Hutchinson, praying compensation for services rendered the State, in examining the inclined planes of the Morris canal in New-Jersey, under the direction of the Canal Commissioners, reported; and asked leave to introduce a bill.

[*See Document No. 62.*]

*Ordered*, That leave be given to bring in such bill.

Mr. Humphrey, according to leave, brought in the said bill, entitled "An act for the relief of Holmes Hutchinson;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of the judges, clerk, and district attorney of the county courts of Jefferson, praying for a single horse pedler's license to be granted to Wiley Nichols, reported; and asked leave to introduce a bill.

[See Document No. 60.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of Wiley Nichols;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Robertson, from the committee on claims, to which was referred the petition of Daniel Hadcocks, reported; and asked leave to introduce a bill.

[See Document No. 64.]

*Ordered*, That leave be given to bring in such bill.

Mr. Robertson, according to leave, brought in the said bill, entitled "An act directing the sale to Daniel Hadcocks, of two hundred acres of land in the Oneida reservation;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bull, from the committee on the incorporation of cities and villages, to which was referred the petition of the president and directors of the La Fayette Fire Company, reported a bill, entitled "An act to amend an act to incorporate the La Fayette fire company in the village of Lansingburgh;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A communication from the secretary of the Jefferson Insurance Company, was received and read.

[See Document No. 103.]

*Ordered*, That the said communication be laid upon the table.

The annual report of Isaac P. Hand, an inspector of lumber for the city and county of Albany, was received and read.

[See Document No. 133.]

*Ordered*, That the said report be laid upon the table.

Three several messages from the Senate were read, informing that they have passed the bill entitled "An act relating to the jail and work-house in the county of Albany;" the bill entitled "An act relative to a town-house in the town of Steuben in the county of Oneida," and the bill entitled "An act to limit the number of inspectors of lumber in the city of Troy," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

The Senate sent for concurrence, a bill entitled "An act to incorporate the Fire department of the city of Hudson;" a bill entitled "An act to incorporate the Westchester whaling company;" a bill entitled "An act to change the corporate name of St. Peter's church, Aurelius, to that of St. Peter's church, Auburn;" a bill entitled "An act to provide for the erection of a new court-house in the county of Cayuga;" a bill entitled "An act to revive the act entitled 'An act to incorporate the village of Fort-Plain in the county of Montgomery;'" and a bill entitled "An act authorising a further loan to the county of Cayuga, to complete the new stone jail in said county."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act to incorporate the Fire department of the city of Hudson," was referred to the committee on the incorporation of cities and villages; the bill entitled "An act to incorporate the Westchester whaling company," was referred to a select committee, consisting of the members attending this House from the county of Westchester; the bill entitled "An act to change the corporate name of St. Peter's church, Aurelius, to that of St. Peter's church, Auburn," was referred to the committee on the incorporation of charitable and religious societies; the bill entitled "An act to provide for the erection of a new court-house in the county of Cayuga," was referred to a select committee, consisting of the members attending this House from the county of Cayuga; the bill entitled "An act to revive the act entitled 'An act to incorporate the village of Fort-Plain in the county of Montgomery,'" was referred to the committee on the incorporation of cities and villages; and the bill entitled "An act authorising a further loan to the county of Cayuga, to complete the new stone jail in said county," was referred to the committee on the judiciary, severally to consider and report thereon.

Mr. Jackson, from the committee on engrossed bills, reported that the committee have examined the engrossed bill entitled "An act to change the name of Alansing Crabb," and the engrossed bill entitled "An act to authorise the Mohawk and Hudson rail-road company to increase their capital stock, and for other purposes;" and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to change the name of Alansing Crabb," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to authorise the Mohawk and Hudson rail-road company to increase their capital stock, and for other purposes," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 113 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. J. H. Parker
Mr. Angel	Mr. Gordon	Mr. Parkhurst
Mr. Anthony	Mr. Grinnell	Mr. Patterson
Mr. Archibald	Mr. Grover	Mr. Phelps
Mr. Arnold	Mr. Guinnip	Mr. Robertson
Mr. Bartle	Mr. Haight	Mr. O. Robinson
Mr. Beardslee	Mr. Hall	Mr. J. P. Robinson
Mr. Bockoven	Mr. Harris	Mr. Ruggles
Mr. Bogardus	Mr. Healy	Mr. Schermerhorn
Mr. Bostwick	Mr. Herttell	Mr. Sears
Mr. Bowne	Mr. Hone	Mr. Shays
Mr. Brasher	Mr. Hough	Mr. Smith
Mr. Brown	Mr. Hunt	Mr. Spafard
Mr. Bull	Mr. Ingalls	Mr. Speaker
Mr. Butrick	Mr. Jackson	Mr. Staats
Mr. Campbell	Mr. Johnson	Mr. Stafford
Mr. Cargill	Mr. Jones	Mr. Stevenson
Mr. Case	Mr. Kernan	Mr. Strong
Mr. Cash	Mr. Kingman	Mr. Sumner
Mr. Chamberlin	Mr. Lewis	Mr. Temple
Mr. Clark	Mr. Livingston	Mr. Terry
Mr. Clary	Mr. Lockwood	Mr. Thomson
Mr. Coe	Mr. Mabbett	Mr. Titus
Mr. Conklin	Mr. Marvin	Mr. Todd
Mr. Collin	Mr. M'Keon	Mr. Wait
Mr. Crosby	Mr. M'Knight	Mr. Ward
Mr. Culver	Mr. Mersereau	Mr. West
Mr. Cuykendall	Mr. Mitchell	Mr. Wheaton
Mr. Dana	Mr. Morehouse	Mr. Wheeler
Mr. Degrauw	Mr. Morrell	Mr. Whipple
Mr. Drake	Mr. Morris	Mr. Willes
Mr. Dusenbury	Mr. Myers	Mr. Williams
Mr. Dyer	Mr. Myrick	Mr. Winfield
Mr. Ellithorp	Mr. Nichols	Mr. Wood
Mr. Emmons	Mr. Orr	Mr. Wright
Mr. Enos	Mr. Osborne	Mr. Yates
Mr. Fleming	Mr. Palmer	Mr. Younglove
Mr. Fowler	Mr. A. J. Parker	Mr. Young
Mr. Gardner	Mr. I. S. Parker	

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*Ordered,* That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Marvin gave notice that he would, on some future day, ask leave to introduce a bill, to amend article second of title fourth of chapter second of part third of the Revised Statutes, entitled "Of courts held by justices of the peace;" also a bill to amend article second of title second of chapter thirteenth of part first of the Revised Statutes, entitled "Of the manner in which assessments are to be made, and the duties of the assessors."

Mr. Patterson gave notice that he would, on some future day, ask leave to introduce a bill to revive an act passed on the 17th of April, 1830, incorporating the village of Perry in the county of Genesee.

Mr. Case gave notice that he would, at some future day, ask leave to bring in a bill to authorise the first judge of Broome county to hold the courts of common pleas in said county.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the city of Rochester;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Myers, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until eleven o'clock to-morrow morning.

## SATURDAY, JANUARY 25, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the county of Jefferson, praying for the construction of a canal from the High falls in the county of Lewis, to the Erie canal, was read, and referred to the committee on canals and internal improvements.

The remonstrance of the president, directors and company of the Rochester Rail-Road Company, against the incorporation of the Rochester and Charlotte Rail-Road Company, was read, and referred to the committee on rail-roads.

Three several petitions of sundry clergymen and other inhabitants of the counties of Madison, Niagara and Clinton, praying for a repeal of the last clause of the law regulating the practice of physic and surgery, were read, and referred to the committee on medical subjects.

The petition of the trustees of school district number one in the town of Lewiston in the county of Niagara, praying for the passage of an act authorising them to erect a new school-house in said district, was read, and referred to the committee on colleges, academies and common schools.

Two several petitions of sundry inhabitants of the county of Tioga, praying for the incorporation of a bank, to be located at Owego in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Otsego, praying for the incorporation of a bank, to be located at New-Berlin in the county of Chenango, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.



The petition of sundry inhabitants of the counties of Schoharie, Otsego, Montgomery and Herkimer, praying for the incorporation of a bank, to be located at Fort-Plain in the county of Montgomery, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chautauque, praying the aid of the State in the construction of the contemplated New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Westfield in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Eri Deming of the county of Otsego, an officer of the fourth regiment of infantry of the militia of this State, praying pecuniary aid in relation to certain suits at law, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Herkimer, praying for the incorporation of a company in said county for manufacturing purposes, was read, and referred to the committee on trade and manufactures.

The remonstrance of sundry inhabitants of the town of Spafford in the county of Onondaga, against the division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Madison, praying for the repeal of the law abolishing imprisonment for debt, together with two several remonstrances of sundry inhabitants of the county of Onondaga against the repeal of said law, were severally read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the village of Amsterdam in the county of Montgomery, praying for the incorporation of the Canajoharie Bank, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Thomas Livingston, praying remuneration for damages alleged to have been sustained by reason of obstructions in the Erie canal, was read, and referred to the committee on claims.

The petition of Franklin Rose, setting forth that he is the purchaser of a lot of land in the late Oneida reservation, which, upon a resurvey, he alleges does not contain the estimated number of acres, and praying relief in the premises, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Madison, praying for the incorporation of the Chittenango Bank, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry inhabitants of the towns of Far-

mington and Manchester in the county of Ontario, against the division of said towns, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the town of Paris in the county of Oneida, praying for the incorporation of the Waterville Bank, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the village of Saratoga-Springs, praying for an increase of the capital stock of the Saratoga County Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several remonstrances of sundry inhabitants of the county of Herkimer, against the repeal of the act to lay out a road from Fort-Plain to Bennett's corners, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of James H. Rathbone and others, praying compensation for damages alleged to have been sustained by reason of defects in a culvert on the Erie canal, was read, and referred to the committee on canals and internal improvements.

The petition of Marshall H. Fairservice of Oneida county, praying compensation for services alleged to have been performed in the construction of the Erie canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry physicians of the city of Albany, praying for the appointment of a committee to investigate the sale of spirits, wines, &c. adulterated with drugs and deleterious medicines, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the counties of Wayne, praying for the passage of an act to restrain botanic and other unlicensed practitioners of medicine, was read, and referred to the committee on medical subjects.

The petition of Jacob Trumbour and others of the county of Ulster, praying for the incorporation of a turnpike company to construct a road from Saugerties in said county, to Hunter in the county of Greene, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of the president, directors and principal stockholders of the First Great Southwestern Turnpike Road Company, praying for an amendment of their charter, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Cortland, praying for the incorporation of a bank, to be located at Cortland village in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Lucas Elmendorf of the county of Ulster, pray-

ing remuneration for monies alleged to have been expended under an assessment law of the 20th March, 1817, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Delaware, praying for the incorporation of a bank, to be located at Delhi in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Mr. Cargill, from the committee on the incorporation of charitable and religious societies, to which was referred the engrossed bill from the Senate, entitled "An act to change the corporate name of St. Peter's church, Aurelius, to that of St. Peter's church, Auburn," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Cargill, from the committee on the incorporation of charitable and religious societies, to which was referred the petition of sundry inhabitants of the county of Oneida, praying for the incorporation of the Hibernian Benevolent Society, reported a bill, entitled "An act to incorporate the Hibernian benevolent society of the city of Utica;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the engrossed bill from the Senate, entitled "An act to revive the act entitled 'An act to incorporate the village of Fort-Plain in the county of Montgomery,'" reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Fire department of the city of Hudson," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Wright, from the committee on the incorporation of cities and villages, to which was referred the petition of Justin Smith of the village of Whitehall in the county of Washington, relative to supplying said village with water, reported; and asked leave to introduce a bill.

[See Document No. 74.)

*Ordered*, That leave be given to bring in such bill.

Mr. Wright, according to leave, brought in the said bill, entitled "An act authorising Justin Smith, his heirs and assigns, to supply

the village of Whitehall in the county of Washington, with pure and wholesome water by means of aqueducts, and protecting their rights in and to said water and aqueducts;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. O. Robinson, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the town of Groton in the county of Tompkins, for a division of said town, reported, that the committee have had under consideration said petition; that the committee have not been furnished with a map of the territory embraced in said contemplated new town, in pursuance of the statute in such case made and provided; and the committee have therefore directed their chairman to ask leave to be discharged from the further consideration of said petition, and that the petitioners have leave to withdraw the same.

*Ordered*, That the said report be laid upon the table.

Mr. McKeon, from the select committee to which was referred the bill entitled "An act for the better security of steam-boat passengers," reported:

[*See Document No. 70.*]

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Lockwood, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Westchester whaling company," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act relative to a town-house in the town of Steuben in the county of Oneida."

Also the bill entitled "An act to limit the number of inspectors of lumber in the city of Troy."

Als the bill entitled "An act relating to the jail and work-house in the county of Albany."

W. L. MARCY.

*Albany, January 24, 1834.*

The annual report of Gilbert Oakley, an inspector of beef and pork in the county of Westchester, was received and read.

[*See Document No. 82.*]

**Ordered,** That the said report be laid upon the table.

The annual report of Israel Sloan junior, an inspector of beef and pork for the county of Onondaga, was received and read.

[*See Document No. 129.*]

**Ordered,** That the said report be laid upon the table.

The annual report of the trustees of the Greenwich Savings Bank, was received and read.

[*See Document No. 89.*]

**Ordered,** That the said report be laid upon the table.

A communication from the Attorney-General, was received and read, in the words following, to wit:

*Albany, January 25, 1834.*

**TO THE SPEAKER OF THE ASSEMBLY.**

SIR,

I submit herewith a report, concerning the power of the Legislature to authorise and regulate ferries.

With great respect,

Your obedient servant,

GREENE C. BRONSON.

[*See Document No. 61.*]

**Ordered,** That the said communication be laid upon the table.

A communication from the Comptroller, was received and read, in the words following, to wit:

COMPTROLLER'S OFFICE, }

*Albany, January 25, 1834. }*

**TO THE SPEAKER OF THE ASSEMBLY.**

SIR,

I have the honor herewith to present an answer to a resolution of the Assembly of the ninth instant.

Respectfully,

Your obedient servant,

A. C. FLAGG.

[*See Document No. 66.*]

**Ordered,** That the said communication be laid upon the table.

The annual report of the inspector of domestic spirits in the city and county of New-York, was received and read.

[*See Document No. 94.*]

**Ordered,** That the said report be laid upon the table.

A communication from the Comptroller, was received and read, in the words following, to wit:

COMPTROLLER'S OFFICE, }  
*Albany, January 25, 1834.* }

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

In obedience to the requirements of the forty-second section, title nine of chapter nine, I herewith transmit for the information of the Legislature, a statement of the sums expended upon the several canals of the State, for the year ending 30th September, 1833.

I am, with great respect,

Your obedient servant,

A. C. FLAGG.

[See Document No. 75.]

*Ordered,* That the said communication be laid upon the table.

Mr. McKeon gave notice that he would, on some future day, ask leave to introduce a bill to amend the Revised Statutes, respecting acknowledgment of judgments by persons residing out of the State.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend article second of title fourth of chapter second of part third of the Revised Statutes, entitled 'Of courts held by justices of the peace;'" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

*Ordered,* That the usual number of copies of the said bill be printed for the use of the Legislature.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend article second of title second of chapter thirteenth of part first of the Revised Statutes, entitled 'Of the manner in which assessments are to be made, and the duties of the assessors;'" which was read the first time, and by unanimous consent was also read a second time, and referred to a select committee, consisting of Mr. McKeon, Mr. Marvin and Mr. Shays.

*Ordered,* That the usual number of copies of the said bill be printed for the use of the Legislature.

In pursuance of previous notice, Mr. Clary asked for and obtained leave to bring in a bill, entitled "An act to amend title third of article first of chapter second of part fourth of the Revised Statutes, entitled 'Of trials before courts of special sessions;'" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the city of Rochester;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Myers, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act reducing the duties upon salt manufactured in any of the counties of this State;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Brown, from

the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend an act entitled 'An act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes' passed April 2d, 1829;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Gordon, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

And then the House adjourned until eleven o'clock on Monday morning next.

## MONDAY, JANUARY 27, 1834.

The House met pursuant to adjournment.

The petition of the president, directors and company of the Ogdensburgh Bank, praying for an increase of the capital stock of the said bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the county of Herkimer, praying for a repeal of the last section of the law regulating the practice of physic and surgery, were read, and referred to the committee on medical subjects.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located at the village of Attica in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Genesee, praying for the construction of a canal from Rochester to Olean, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Otsego, praying for the incorporation of a bank, to be located at New-Berlin in the county of Chenango, was read, and referred to the committee

tee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Jacob I. Timerman of the county of Montgomery, praying for remuneration for a certain lot of land sold for quit rent, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Montgomery, praying for the incorporation of a bank, to be located at Canajoharie, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Allegany, praying for the incorporation of a bank, to be located at Angelica in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The memorial of sundry inhabitants of the city and county of New-York, relative to a repeal of the law which exempts church property from taxation, was read, and referred to the committee on ways and means.

The petition of the president, directors and company of the Leather Manufacturers' Bank, praying for an increase of the capital stock of said bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chenango, praying for the incorporation of the Wool-growers' Bank, to be located at the village of Norwich in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Onondaga, praying for the passage of an act authorising the location of a road from Skaneateles to Camillus in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of Nathaniel Cogswell of the city of New-York, praying for the passage of an act authorising him to change his name, was read, and referred to a select committee, consisting of Mr. McKeon, Mr. Hone and Mr. Stevenson.

The petition of sundry inhabitants of the county of Niagara, praying for the incorporation of a company to construct a rail-road from Lockport to Niagara falls, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the counties of Erie, Niagara, Orleans and Monroe, praying for the incorporation of a company to construct a rail-road from Rochester to Buffalo, were read, and referred to the committee on rail-roads.

The petition of Hiram Pratt, treasurer of the county of Erie, praying for the passage of an act authorising the supervisors of said county to loan two thousand five hundred dollars, to build a fire-proof clerk's office, and to pay a balance due on account of erecting a new jail in said county, was read, and referred to a select committee, consisting of Mr. Clary, Mr. Osborne and Mr. Phelps.



The petition of sundry inhabitants of the town of Trenton in the county of Oneida, praying for the revival of the act incorporating said village, was read, and referred to the committee on the incorporation of cities and villages.

Two several petitions from sundry inhabitants of the counties of Albany and Madison, praying the repeal of the act abolishing imprisonment for debt, together with ten several remonstrances from sundry inhabitants of the county of Onondaga, against the repeal of said act, were read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the towns of Almond and Burns in the county of Allegany, praying that a part of said town of Almond may be annexed to the town of Burns, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the town of Watervliet in the county of Albany, praying for the erection of canal locks at the village of Port Schuyler on the Erie canal, was read, and referred to the committee on canals and internal improvements.

The memorial of the stockholders of the Farmers' Fire Insurance and Loan Company, praying for an amendment of their charter, was read, and ordered to be laid upon the table.

The petition of sundry inhabitants of the town of Camillus in the county of Onondaga, praying the appointment of commissioners to lay out a road from Camillus to Skaneateles in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The remonstrance of sundry inhabitants of the town of Spafford in the county of Onondaga, against the division of said town, was read, and referred to the committee on the erection and division of towns and counties.

Mr. Humphrey, from the committee on canals and internal improvements, to which was referred the petition of Isaac Allen, William James, Henry Rice, Thomas W. Avery, Tarbell Weatherby, Harrison Hatch, David Perrigo, Susan Perry and Benjamin F. Perry, praying to be remunerated for injury done to their crops and farms by the surplus water let off from the Erie canal, reported; and asked leave to introduce a bill.

[See Document No. 67.]

*Ordered*, That leave be given to bring in such bill.

Mr. Humphrey, according to leave, brought in the said bill, entitled "An act for the relief of Isaac Allen and others;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Polly De Ferrier, praying for damages occasioned to her lands in consequence of the overflowing of water from the Erie canal, reported; and asked leave to introduce a bill.

[See Document No. 87.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of the widow and heirs of Angel De Ferrier deceased;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Butrick, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the town of Norfolk in the county of St. Lawrence, praying that a part of the town of Stockholm may be annexed to said town of Norfolk, reported a bill, entitled "An act to annex a part of the town of Stockholm to the town of Norfolk;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of Ezra Smith Sweet of Owego in the county of Tioga, praying remuneration for certain services alleged to have been rendered to the State, reported a bill, entitled "An act for the relief of E. Smith Sweet;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I herewith transmit to you a communication received by me from the Executive of Massachusetts, on the subject of lotteries.

W. L. MARCY.

*Albany, January 27, 1834.*

[See Document No. 77.]

*Ordered*, That the said message be referred to the committee on the judiciary.

A communication from the Surveyor-General, was received and read, in the words following, to wit:

The Surveyor-General, on the petition of Henry Rice, Daniel Hall and Benjamin Lee, referred to him by the Honorable the Assembly, respectfully reports:

[See Document No. 76.]

*Ordered*, That the said report be referred to a select committee, consisting of Mr. McKnight, Mr. Shays and Mr. Gordon.

The annual report of Isaac Leonard, an inspector of leather for the county of Monroe, was received and read.

[See Document No. 138.]

**Ordered,** That the said report be laid upon the table.  
The annual report of an inspector of sole leather for the city and county of New-York, was received and read.

[See Document No. 139.]

**Ordered,** That the said report be laid upon the table,  
The annual report of Isaac Sherwood, an inspector of sole leather in the city and county of New-York, was received and read.

[See Document No. 141.]

**Ordered,** That the said report be laid upon the table.  
A communication from the president and secretary of the Washington Insurance Company of the city of New-York, was received and read.

[See Document No. 102.]

**Ordered,** That the said communication be laid upon the table.  
A communication from the secretary of the Jackson Marine Insurance Company of the city of New-York, was received and read.

[See Document No. 103.]

**Ordered,** That the said communication be laid upon the table.  
A communication from the president of the National Insurance Company of the city of New-York, was received and read.

[See Document No. 103.]

**Ordered,** That the said communication be laid upon the table.  
A communication from the secretary of the New-York Insurance Company of the city of New-York, was received and read.

[See Document No. 103.]

**Ordered,** That the said communication be laid upon the table.  
Mr. Jackson, from the committee on engrossed bills, reported that the committee have examined the engrossed bill entitled "An act reducing the duties on salt manufactured in any of the counties of this State," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

**Resolved,** That the bill do pass.

**Ordered,** That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend an act entitled 'An act to create a fund for the benefit of the creditors of certain monied corporations, and for other pur-

poses,' passed April 2d, 1829," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

The House then proceeded to the consideration of the report of the committee on the erection and division of towns and counties, on the petition of sundry inhabitants of the town of Groton in the county of Tompkins, praying for a division of said town; and the same was again read, in the words following, to wit:

Mr. O. Robinson, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the town of Groton in the county of Tompkins, for a division of said town, reported, that the committee have had under consideration said petition; that the committee have not been furnished with a map of the territory embraced in said contemplated new town, in pursuance of the statute in such case made and provided; and the committee have therefore directed their chairman to ask leave to be discharged from the further consideration of said petition, and that the petitioners have leave to withdraw the same.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

*Ordered*, That the petition of Peter B. Porter and others, relative to a ferry at the Falls of Niagara, together with the report of the Attorney-General thereon, be referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Mr. Campbell gave notice that he would, on some future day, ask leave to introduce a bill to confirm the proceedings of the commissioners of highways of the towns of Frankfort, Litchfield and Winfield in the county of Herkimer, respecting the alteration of the State road from Frankfort to West-Winfield in said county.

On motion of Mr. Palmer,

*Resolved*, That the Clerk procure, for the use of each member and officer of this House, as soon as published, Williams' New-York Annual Register; and pay for the same out of the contingent fund.

In pursuance of previous notice, Mr. Patterson asked for and obtained leave to bring in a bill, entitled "An act to revive the act entitled 'An act to incorporate the village of Perry in the county of Genesee;'" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the incorporation of cities and villages.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the city of Rochester;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Myers, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Utica and New-Berlin McAdam turnpike company;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Haight, from the said

committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until eleven o'clock to-morrow morning.

## TUESDAY, JANUARY 28, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the town of Castile in the county of Genesee, praying for the incorporation of a bank, to be located in the village of Perry in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Silver-Creek in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The memorial of sundry inhabitants of the city and county of New-York, relative to the exemption of church property from taxation, was read, and referred to the committee on ways and means.

The petition of the president and secretary of the Erie County Medical Society, praying for a repeal of the last clause of the medical law of 1830, was read, and referred to the committee on medical subjects.

The petition of sundry inhabitants of the county of Madison, praying for the repeal of the law abolishing imprisonment for debt, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Tompkins, praying for the incorporation of a bank, to be located at Ithaca in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Zebulon Douglass of the county of Madison, praying remuneration for certain services alleged to have been performed on the Erie canal, was read, and referred to the committee on claims.

The petition of the Cohoes Company of the county of Albany, praying for the passage of an act authorising them to construct a tunnel under the Erie canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Ontario, praying for the incorporation of a company to construct a rail-road from Buffalo in the county of Erie, to Geneva in the county of Ontario, was read, and referred to the committee on rail-roads.

Mr. Humphrey, from the committee on canals and internal improvements, to which was referred the petition of sundry inhabitants of the county of Oneida, praying for the passage of an act authorising the Canal Commissioners to change the location of the northern termination of the Chenango canal, and also remonstrances against the passage of such law, of sundry inhabitants of Whites-town; and a petition of sundry inhabitants of New-Hartford, praying that the Chenango canal may be terminated at Utica, and constructed so as to pass through that village, reported; and asked leave to introduce a bill.

[See Document No. 83.]

*Ordered*, That leave be given to bring in such bill.

Mr. Humphrey, according to leave, brought in the said bill, entitled "An act to change the location of the northern termination of the Chenango canal;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the bill entitled "An act to revive the act entitled 'An act to incorporate the village of Perry in the county of Genesee,'" reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the village of Springville in the county of Erie, praying for an incorporation of said village, reported a bill, entitled "An act to incorporate the village of Springville;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the engrossed bill from the Senate, entitled "An act authorising a further loan to the county of Cayuga, to complete the new stone jail in said county," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Marvin, from the select committee to which was referred the bill to amend article second of title second of chapter thirteenth of part first of the Revised Statutes, reported; and asked leave to introduce a bill.

[See Document No. 86.]

*Ordered*, That leave be given to bring in such bill.

Mr. Marvin, according to leave, brought in the said bill, entitled "An act to amend article second of title second of chapter thirteenth of part first of the Revised Statutes, entitled 'Of the manner in which assessments are to be made, and the duties of the assessors;'" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Healy, from the select committee to which was referred the petition of sundry inhabitants of the town of Cohocton in the county of Steuben, reported; and asked leave to introduce a bill.

[See Document No. 85.]

*Ordered*, That leave be given to bring in such bill.

Mr. Healy, according to leave, brought in the said bill, entitled "An act to annex a part of the town of Cohocton to the town of Dansville in the county of Steuben;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The annual report of John P. Haff and Benjamin Cooper, inspectors of sole leather in the city of New-York, was received and read.

[See Document No. 145.]

*Ordered*, That the said report be laid upon the table.

The annual report of Erastus Miller, an inspector of flour for the city of Albany, was received and read.

[See Document No. 140.]

*Ordered*, That the said report be laid upon the table.

The annual report of Caleb Smith, an inspector of lumber for the city and county of New-York, was received and read.

[See Document No. 221.]

*Ordered*, That the said report be laid upon the table.

A communication from the Comptroller, was received and read, in the words following, to wit:

COMPTROLLER'S OFFICE, }  
Albany, January 28, 1834. }

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

Herewith is transmitted a report on the petition of Simeon Crane and others.

Respectfully,

Your obedient servant,

A. C. FLAGG.

[See Document No. 104.]

[ASSEMBLY JOURNAL.]

*Ordered*, That the said report be referred to a select committee, consisting of Mr. A. J. Parker, Mr. Wheaton and Mr. West.

A message from the Senate was read, informing that they have passed the bill entitled "An act authorising Bradley Ladd and his family to change their names," without amendment.

*Ordered*, That the clerk deliver the said bill to the Governor.

The Senate sent for concurrence, a bill entitled "An act to incorporate the Chemung turnpike road company;" a bill entitled "An act relative to the salaries of the chancellor and justices of the supreme court and circuit judges;" a bill entitled "An act directing the application of an appropriation heretofore made to aid in the erection of a church at the quarantine ground, Staten Island;" and a bill entitled "An act to repeal an act to appoint commissioners to lay out a road from German-flatts in the county of Herkimer, to Fort-Plain in the county of Montgomery, passed April 26th, 1831."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act to incorporate the Chemung turnpike road company," was referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies; the bill entitled "An act relative to the salaries of the chancellor and justices of the supreme court and circuit judges," was referred to the committee on the judiciary; the bill entitled "An act directing the application of an appropriation heretofore made to aid in the erection of a church at the quarantine ground, Staten Island," was referred to a select committee, consisting of Mr. Cargill, Mr. McKnight and Mr. Anderson; and the bill entitled "An act to repeal an act to appoint commissioners to lay out a road from German-flatts in the county of Herkimer, to Fort-Plain in the county of Montgomery, passed April 26th, 1831," was referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, severally to consider and report thereon.

The House then proceeded to the consideration of the resolution reported by the committee on the incorporation and alteration of the charters of banking and insurance companies; the same was again read, in the words following, to wit:

*Resolved*, That the prayers of the several petitions for the chartering of the Columbian Life Insurance and Trust Company; to amend the charter of the Farmers' Fire Insurance and Loan Company; and to incorporate the Long Island Life Insurance and Trust Company, ought not to be granted.

Thereupon,

*Ordered*, That the petitioners for the incorporation of the Columbian Life Insurance and Trust Company, have leave to withdraw their petition.

Mr. Myers made a motion that the House should agree to amend the said resolution, so as to refer back the petition for the amendment of the charter of the Farmers' Fire Insurance and Loan Company, and the petition for the incorporation of the Long Island Life



Insurance and Trust Company, to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Thereupon,

The question being divided,

Debates were had thereon; and the question being put whether the House would agree to amend the said resolution, so as to refer back the petition for the amendment of the charter of the Farmers' Fire Insurance and Loan Company, to the committee on the incorporation and alteration of the charters of banking and insurance companies, it was determined in the negative.

{ NAYS 84 }  
{ AYES 31 }

The ayes and nays being required by ten members,

Those who voted in the negative are,

Mr. Anderson	Mr. Gordon	Mr. O. Robinson
Mr. Angel	Mr. Guinnip	Mr. J. P. Robinson
Mr. Anthony	Mr. Hasbrouck	Mr. Ruggles
Mr. Archibald	Mr. Healy	Mr. Schermerhorn
Mr. Arnold	Mr. Humphrey	Mr. Sears
Mr. Barnes	Mr. Jackson	Mr. Shays
Mr. Beardslee	Mr. Jones	Mr. Smith
Mr. Bockoven	Mr. Kernan	Mr. Snyder
Mr. Bogardus	Mr. Kingman	Mr. Spafard
Mr. Bowne	Mr. Le Fever	Mr. Speaker
Mr. Butrick	Mr. Livingston	Mr. Staats
Mr. Campbell	Mr. Lockwood	Mr. Stafford
Mr. Cargill	Mr. Mabbett	Mr. Stevenson
Mr. Case	Mr. Marvin	Mr. Strong
Mr. Cash	Mr. M'Keon	Mr. Terry
Mr. Chamberlin	Mr. M'Knight	Mr. Thomson
Mr. Clark	Mr. Mersereau	Mr. Todd
Mr. Coe	Mr. Mitchell	Mr. Tompkins
Mr. Collin	Mr. Morehouse	Mr. Ward
Mr. Crosby	Mr. Morrell	Mr. West
Mr. Culver	Mr. Morris	Mr. Wheaton
Mr. Cuykendall	Mr. Myrick	Mr. Wheeler
Mr. Degrauw	Mr. Palmer	Mr. Whipple
Mr. Drake	Mr. A. J. Parker	Mr. Willes
Mr. Dusenbury	Mr. L. S. Parker	Mr. Williams
Mr. Dyer	Mr. J. H. Parker	Mr. Winfield
Mr. Enes	Mr. Phelps	Mr. Yates
Mr. Gardner	Mr. Robertson	Mr. Younglove

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Those who voted in the affirmative are

Mr. Bartle	Mr. Hall	Mr. Parkhurst
Mr. Brasher	Mr. Harris	Mr. Patterson
Mr. Brown	Mr. Herttell	Mr. Ringgold
Mr. Bull	Mr. Hone	Mr. Stone
Mr. Clary	Mr. Hough	Mr. Sumner
Mr. Dana	Mr. Hunt	Mr. Temple
Mr. Emmons	Mr. Johnson	Mr. Titus
Mr. Fleming	Mr. Lewis	Mr. Wait
Mr. Germond	Mr. Myers	Mr. Wood
Mr. Grover	Mr. Osborne	Mr. Wright
Mr. Haight		

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Mr. Speaker put the question whether the House would agree to amend the said resolution, so as to refer back the petition for the incorporation of the Long Island Life Insurance and Trust Company, to the committee on the incorporation and alteration of the charters of banking and insurance companies, and it was determined in the negative.

{ NAYS 92 }  
{ AYES 20 }

The ayes and noes being required by ten members,

Those who voted in the negative are

Mr. Anderson	Mr. Grover	Mr. Ringgold
Mr. Angel	Mr. Guinnip	Mr. Robertson
Mr. Archibald	Mr. Haight	Mr. O. Robinson
Mr. Arnold	Mr. Hall	Mr. J. P. Robinson
Mr. Barnes	Mr. Hasbrouck	Mr. Ruggles
Mr. Beardslee	Mr. Healy	Mr. Schermerhorn
Mr. Bockoven	Mr. Hone	Mr. Sears
Mr. Bogardus	Mr. Hough	Mr. Shays
Mr. Bowne	Mr. Humphrey	Mr. Smith
Mr. Bull	Mr. Kernan	Mr. Snyder
Mr. Butrick	Mr. Kingman	Mr. Spafard
Mr. Campbell	Mr. Le Fever	Mr. Speaker
Mr. Cargill	Mr. Livingston	Mr. Staats
Mr. Case	Mr. Lockwood	Mr. Stafford
Mr. Cash	Mr. Mabbett	Mr. Strong
Mr. Chamberlin	Mr. Marvin	Mr. Sumner
Mr. Clark	Mr. M'Keon	Mr. Terry
Mr. Coe	Mr. M'Knight	Mr. Thomson
Mr. Collin	Mr. Mersereau	Mr. Todd
Mr. Crosby	Mr. Mitchell	Mr. Tompkins
Mr. Culver	Mr. Morehouse	Mr. Ward
Mr. Cuykendall	Mr. Morrell	Mr. West
Mr. Dana	Mr. Morris	Mr. Wheaton
Mr. Degrauw	Mr. Myrick	Mr. Wheeler
Mr. Drake	Mr. Osborne	Mr. Whipple

Mr. Dyer	Mr. Palmer	Mr. Willes
Mr. Enos	Mr. A. J. Parker	Mr. Williams
Mr. Gardner	Mr. I. S. Parker	Mr. Winfield
Mr. Germond	Mr. J. H. Parker	Mr. Yates
Mr. Gordon	Mr. Parkhurst	Mr. Younglove
Mr. Groom	Mr. Phelps	

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Those who voted in the affirmative are

Mr. Bagley	Mr. Fleming	Mr. Stone
Mr. Bartle	Mr. Herttell	Mr. Temple
Mr. Brasher	Mr. Hunt	Mr. Titus
Mr. Brown	Mr. Johnson	Mr. Wait
Mr. Clary	Mr. Lewis	Mr. Wood
Mr. Dusenbury	Mr. Myers	Mr. Wright
Mr. Emmons	Mr. Patterson	

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Thereupon,

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Robertson gave notice that he would, on some future day, ask leave to introduce a bill, to amend chapter tenth, title fifth, section first of the first part of the Revised Statutes, in relation to the rendezvous of the militia of this State.

*Ordered*, That the committee on Indian affairs be discharged from the further consideration of the petition of the St. Regis Indians, praying for an alteration of the time of holding their town meeting, and that the petitioners have leave to withdraw their petition.

On motion of Mr. Cash,

*Resolved*, That the committee on agriculture be instructed to report to this House, by bill or otherwise, whether if in their opinion any further legislation is necessary on the subject of taring, weighing and marking butter firkins and tubs; and if so, what.

*Ordered*, That Mr. Conklin and Mr. Bostwick have leave of absence for six days each, Mr. Fowler for ten days, and Mr. Church for three days.

*Ordered*, That the usual number of copies of the bill entitled "An act to repeal an act entitled 'An act concerning the practice of physic and surgery,'" be printed for the use of the Legislature.

*Ordered*, That the bill entitled "An act to amend an act entitled 'An act for establishing a clerk's office of the supreme court in the village of Canandaigua in the county of Ontario,' passed February 27th, 1829, and an act amending the same, passed March 31st, 1830," be referred to a select committee, consisting of Mr. Phelps, Mr. Osborne, Mr. Fox, Mr. Clary, Mr. Fleming, Mr. Clark, Mr. Robertson, Mr. Wood, Mr. Kernan, Mr. Ward, Mr. Haight, Mr. Bartle, Mr. J. P. Robinson, Mr. Coe, Mr. Cuykendall, Mr. Humphrey and Mr. Drake.

In pursuance of previous notice, Mr. McKnight asked for and obtained leave to bring in a bill, entitled "An act to amend article

seventh, title eighth, chapter twentieth, part first of the Revised Statutes, entitled 'Of the disturbance of religious meetings;' which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the city of Rochester;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Myers, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

And then the House adjourned until eleven o'clock to-morrow morning.

## WEDNESDAY, JANUARY 29, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the county of Cayuga, praying for the incorporation of the Cortland County Bank, to be located at Cortlandville in the county of Cortland, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Livingston, praying for the construction of a canal from Rochester through the valley of the Genesec, to Olean, was read, and referred to the committee on canals and internal improvements.

The petition of sundry merchants of the city of Albany, praying for the incorporation of the Transportation Bank, to be located in the city of New-York, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chautauque, praying for the incorporation of the Portage Bank, to be located at Westfield in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of John A. Seaverson and others of the county of Broome, praying for the passage of an act authorising him to maintain a dam across the Susquehannah river in the town of Conklin

in said county, was read, and referred to a select committee, consisting of Mr. Case, Mr. Spafard and Mr. Chamberlin.

The petition of sundry inhabitants of the town of Manlius in the county of Onondaga, praying for a division of said town, with a remonstrance against the same, were read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the towns of Chemung and Elmira in the county of Tioga, praying for the incorporation of a company to construct a turnpike road in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Seven several petitions from sundry inhabitants of the county of Columbia, praying for the incorporation of a bank, to be located in the city of Hudson in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Tioga, praying for the incorporation of a bank, to be located at Owego in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Tompkins, praying for the incorporation of a bank, to be located at Ithaca in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Montgomery, praying for the incorporation of a bank, to be located at Canajoharie in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Genesee, praying for the repeal of the last clause of the medical law passed April 7th, 1830, was read, and referred to the committee of the whole when on the bill to which it relates.

The remonstrance of sundry inhabitants of the county of Oneida, against the construction of a McAdam road from Utica to New-Berlin, was read, and referred to the committee of the whole when on the bill to which it relates.

*Ordered*, That the usual number of copies of the said remonstrance be printed for the use of the Legislature.

[See Document No. 98.]

The remonstrance of sundry inhabitants of the county of Chenango, against the repeal of the law abolishing imprisonment for debt, was read, and referred to the committee on the judiciary.

Four several petitions of sundry inhabitants of the counties of Livingston, Monroe and Genesee, praying for the incorporation of a company to construct a rail-road from Batavia to the city of Buffalo, were read, and referred to the committee on rail-roads.

The petition of John Shiland of the county of Washington, praying for legislative relief in relation to the sale of a certain lot of land in the county of Putnam, heretofore sold for taxes, was read, and referred to the committee on claims.

Mr. Myers, from the committee on trade and manufactures, to which was referred the petition of the Board of Trade in the city of New-York, for an act of incorporation, reported, that the committee have had the same under consideration, and are of opinion that a charter should not be granted, and have instructed their chairman to offer the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Myers, from the committee on trade and manufactures, to which was referred the petition of sundry inhabitants of the town of Frankfort in the county of Herkimer, praying for the incorporation of a manufacturing company in said county, reported a bill, entitled "An act to incorporate the Frankfort manufacturing company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Myers, from the committee on trade and manufactures, to which was referred the petition of sundry inhabitants of the county of Orleans, praying for the incorporation of a company for hydraulic purposes, reported a bill, entitled "An act to incorporate the Orleans hydraulic company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Gordon, from the committee on the judiciary, to which was referred the bill entitled "An act to amend the act entitled 'An act of courts held by justices of the peace,'" reported, that the committee have examined the said bill, and are of opinion that the same ought not to be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Phelps, from the committee on the judiciary, to which was referred the engrossed bill from the Senate, entitled "An act relative to the salaries of the chancellor and justices of the supreme court and circuit judges," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Clary, from the committee on the judiciary, to which was referred the bill entitled "An act authorising parties and persons interested in suits at law, to be examined as witnesses," reported, that the committee have examined the said bill, and prepared amendments thereto, with which they recommend that the same be passed into a law.

*Ordered*, That the said bill and amendments be committed to a committee of the whole house.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the petition of the trustees of the Holland Patent Academy in the county of Oneida, praying for the incorporation of said academy, reported a bill, entitled "An act to incorporate the Holland patent academy;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Clary, from the committee on the judiciary, to which was referred the bill entitled "An act to amend title third of article first of chapter second of part fourth of the Revised Statutes, 'Of trials before courts of special sessions,'" reported, that the committee have examined the said bill, and recommend that the same be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Cargill, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act directing the application of an appropriation heretofore made to aid in the erection of a church at the quarantine ground, Staten Island," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. McKeon, from the select committee to which was referred the petition of Nathaniel Cogswell Smith, reported; and asked leave to introduce a bill.

[See Document No. 100.]

*Ordered*, That leave be given to bring in such bill.

Mr. McKeon, according to leave, brought in the said bill, entitled "An act authorising a change in the name of Nathaniel Cogswell Smith;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Case, from the select committee to which was referred the petition of David Mersereau, for authority to maintain a dam across the Susquehannah river in the town of Union, county of Broome, reported; and asked leave to introduce a bill.

[See Document No. 97.]

*Ordered*, That leave be given to bring in such bill.

Mr. Case, according to leave, brought in the said bill, entitled "An act authorising David Mersereau to erect a dam across the Susquehannah river;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

## TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to authorise Bradley Ladd and his family to change their names."

W. L. MARCY.

*Albany, January 29, 1834.*

The annual report of Jacob Shumway, an inspector of beef and pork in the city of New-York, was received and read.

[See Document No. 142.]

*Ordered*, That the said report be laid upon the table.

A communication from the Canal Commissioners was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred the petition of the directors of the Buffalo and Black-Rock Rail-Road Company, by the Honorable the Assembly, respectfully report:

[See Document No. 84.]

*Ordered*, That the said communication be referred to the committee on rail-roads.

A communication from the Canal Commissioners was received and read, in the words following, to wit:

*To the Legislature of the State of New-York.*

The Canal Commissioners, pursuant to a suggestion contained in their annual report, herewith submit a special report, in relation to rebuilding the aqueduct at Rochester, taking an additional feeder into the Erie canal on the Jordan level in the town of Camillus, and doubling the locks upon the Erie canal east of the village of Syracuse.

[See Document No. 86.]

*Ordered*, That the said communication be referred to the committee on canals and internal improvements.

The Senate sent for concurrence, a bill entitled "An act for the relief of the purchasers of lots at Oneida Castleton."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to a select committee, consisting of Mr. McKnight, Mr. Jones and Mr. Temple, to consider and report thereon.

The engrossed bill entitled "An act to amend an act entitled 'An act to create a fund for the benefit of the creditors of certain incorporated corporations, and for other purposes' passed April 2d, 1830," was read the third time.

Debates were had thereon; and the question being put whether the House would agree to the final passage of the said bill, it was determined in the affirmative.



{ AYES 106 }  
{ NAYS 10 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anderson	Mr. Haight	Mr. Ringgold
Mr. Angel	Mr. Hall	Mr. O. Robinson
Mr. Anthony	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Arnold	Mr. Healy	Mr. Ruggles
Mr. Bagley	Mr. Herttell	Mr. Schermerhorn
Mr. Barnes	Mr. Hone	Mr. Shays
Mr. Bartle	Mr. Hough	Mr. Smith
Mr. Beardslee	Mr. Humphrey	Mr. Snyder
Mr. Bockhoven	Mr. Hunt	Mr. Spafard
Mr. Bogardus	Mr. Ingalls	Mr. Speaker
Mr. Bowne	Mr. Jackson	Mr. Staats
Mr. Brasher	Mr. Johnson	Mr. Stafford
Mr. Brown	Mr. Jones	Mr. Stone
Mr. Bull	Mr. Kingman	Mr. Strong
Mr. Butrick	Mr. Lefever	Mr. Sumner
Mr. Campbell	Mr. Livingston	Mr. Temple
Mr. Cargill	Mr. Lockwood	Mr. Terry
Mr. Case	Mr. Mabbett	Mr. Thompson
Mr. Cash	Mr. Marvin	Mr. Titus
Mr. Chamberlain	Mr. M'Keon	Mr. Todd
Mr. Church	Mr. M'Knight	Mr. Tompkins
Mr. Clark	Mr. Mersereau	Mr. Wait
Mr. Coe	Mr. Mitchell	Mr. Ward
Mr. Collin	Mr. Morehouse	Mr. West
Mr. Crosby	Mr. Morrell	Mr. Wheaton
Mr. Culver	Mr. Morris	Mr. Wheeler
Mr. Cuykendall	Mr. Myers	Mr. Whipple
Mr. Dana	Mr. Myrick	Mr. Willes
Mr. Degrauw	Mr. Orr	Mr. Williams
Mr. Drake	Mr. Osborne	Mr. Winfield
Mr. Dyer	Mr. Palmer	Mr. Wood
Mr. Emmons	Mr. A. J. Parker	Mr. Wright
Mr. Gardner	Mr. I. S. Parker	Mr. Yates
Mr. Gordon	Mr. J. H. Parker	Mr. Younglove
Mr. Groom	Mr. Phelps	Mr. Youngs
Mr. Guinness		

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Those who voted in the negative are

Mr. Clary	Mr. Kernan	Mr. Patterson
Mr. Fleming	Mr. Lewis	Mr. Robertson
Mr. Grover	Mr. Parkhurst	Mr. Sears
Mr. Harris		

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

*Ordered*, That the committee on canals and internal improvements be discharged from the further consideration of the petitions of James H. Rathbone and others, praying compensation for damages alleged to have been sustained in consequence of certain defects in a culvert under the Erie canal; of Jacob Van Dorn, praying relief in consequence of the construction of a dam over the Schoharie creek in the county of Montgomery; of Marshall H. Fairservice of the county of Oneida, praying compensation for certain labor alleged to have been performed on the Erie canal; of the Cohoes Company, for a law authorising them to construct a tunnel under the Erie canal; and also from the memorial of sundry inhabitants of the town of Watervliet in the county of Albany, relative to the construction of canal locks at the village of Port Schuyler; and that the said petitions severally be referred to the Canal Commissioners.

In pursuance of previous notice, Mr. Wright asked for and obtained leave to bring in a bill, entitled "An act to amend chapter eighth, part third, title fifteenth, section third, relating to the foreclosure of mortgages;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

Mr. Bull gave notice that he would, on some future day, ask leave to bring in a bill, to exempt all workmen employed in nail factories, rolling mills and iron works, from military duty.

On motion of Mr. Winfield,

*Resolved*, That the committee on medical societies and colleges be discharged from the further consideration of the petitions in their hands, in relation to the repeal of the last clause of the law concerning the practice of physic and surgery, passed April 7, 1830; and that they be referred to the committee of the whole when on the subject of the medical bill.

*Ordered*, That Mr. Enos have leave of absence for six days.

Mr. Marvin gave notice that he would, on some future day, ask leave to introduce a bill, more effectually to prevent injury being done to rail-roads and their carriages within this State.

Mr. Smith gave notice that he would, on some future day, ask leave to introduce a bill to preserve the grass and timber on certain beaches in Suffolk county.

On motion of Mr. Staats,

*Resolved*, That the Clerk of this House cause a suitable stove to be put up in the main hall of this building, and cause the doors of said hall to be repaired; and that the expense of the same be paid out of the contingent fund of this House.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Utica and New-Berlin McAdam turnpike company;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Haight, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to vest certain powers in the supreme court commissioner appointed in the county of Westchester, under the act entitled 'An act authorising the appointment of an additional supreme court commissioner in the county of Westchester,' passed April 25th, 1833;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. A. J. Parker, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend chapter seventeenth, title second, article twelfth of the Revised Statutes, relating to the inspection of leaf tobacco in the city of New-York;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Staats, from the said committee, reported progress, and asked for and obtained leave to sit again.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

And then the House adjourned until eleven o'clock to-morrow morning.

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## THURSDAY, JANUARY 30, 1834.

The House met pursuant to adjournment.

The remonstrance of sundry inhabitants of the town of Vernon in the county of Oneida, against a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Niagara, praying for the incorporation of a company to construct a rail-road from the city of Buffalo to Niagara falls, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the county of Niagara, praying for the incorporation of a company to construct a rail-road from the village of Lockport to Niagara falls, were read, and referred to the committee on rail-roads.

The remonstrance of Moses Warren and others of the county of Rensselaer, against the application of the Troy Turnpike and Rail-Road Company for an amendment of their charter, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the counties of Washington, Essex and Clinton, praying for legislative aid in the construction of a road from Whitehall to the county of Clinton, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Tioga, praying legislative aid in the construction of the New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Tioga, praying for the extension of the Chenango canal from Binghamton in the county of Broome, to Owego in the county of Tioga, was read, and referred to the committee on canals and internal improvements.

The remonstrance of sundry inhabitants of the county of Delaware, against annexing part of the towns of Harpersfield and Kortright to the town of Stanford in said county, was read, and referred to the committee on the erection and division of towns and counties.

The remonstrance of the mayor, aldermen and commonalty of the city of Schenectady, against so much of the application of the Albany and Schenectady Turnpike Company, as relates to the alteration of the location of their western toll-gate, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The remonstrance of sundry inhabitants of the county of Onondaga, against the repeal of the law abolishing imprisonment for debt, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Oswego, praying for the incorporation of a bank, to be located at Sacket's-Harbor in the county of Jefferson, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Albany, praying for the incorporation of a medical college, to be located in the city of Albany, was read, and referred to the committee on medical societies.

The petition of Gertrude Gates, widow of John Gates deceased, of the county of Albany, praying for military bounty lands, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Saratoga, praying for the incorporation of the Schenectady and Saratoga Insurance Company, was read, and referred to the committee of the whole when on the bill to which it relates.

The petition of Henry N. Van Patten of the county of Schenectady, praying remuneration for damages alleged to have been sustained by the construction of the Erie canal, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Allegany, praying for the construction of a canal from Rochester to Olean,

was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the town of Virgil in the county of Cortland, praying for a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a company to construct a rail-road from Medina to the Buffalo and Alexandria road in the county of Genesee, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Montgomery, praying for the incorporation of a bank, to be located at Canajoharie in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Mr. Winfield, from the committee on medical societies and colleges, to which was referred the petitions of the botanic physicians and other inhabitants of the town of Catlin in the county of Tioga, praying for an act to incorporate a botanic society with certain privileges in said town, reported; and offered the following resolution:

[See Document No. 95.]

*Resolved*, That the prayer of the petitioners cannot be granted, and that the committee be discharged from the further consideration of the subject.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

*Ordered*, That four times the usual number of copies of the said report, together with the petitions and proposed constitution accompanying the same, be printed for the use of the Legislature, and that the said petitions be printed verbatim et literatim.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of sundry inhabitants of the counties of Oneida and Onondaga, praying for the incorporation of a company to construct a rail-road from the city of Utica to the village of Syracuse, reported a bill, entitled "An act to incorporate the Syracuse and Utica rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Clary, from the committee on the judiciary, to which was referred the petition of Daniel Van Horne, praying for a law authorizing the late under-sheriff of the county of Niagara to convey a certain piece of land to the petitioner, reported; and recommended that the prayer of the petitioner be denied.

[See Document No. 193.]

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Chemung turnpike road company," reported, that the committee have examined the said bill, and prepared amendments thereto, with which they recommend that the same be passed into a law.

*Ordered*, That the said bill and amendments be committed to a committee of the whole house.

Mr. McKnight, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act for the relief of the purchasers of lots at Oneida Castleton," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I herewith transmit to you a communication received by me from the Executive of North-Carolina, on the subject of the militia and the public defence.

W. L. MARCY.

*Albany, January 30, 1834.*

[*See Document No. 109.*]

*Ordered*, That the said message be referred to the committee on the public defence.

The annual report of G. R. Van Derlip, an inspector of lumber for the city and county of Albany, was received and read.

[*See Document No. 152.*]

*Ordered*, That the said report be laid upon the table.

The annual report of Samuel Satterlee junior, measurer general of grain in the city of New-York, was received and read.

[*See Document No. 181.*]

*Ordered*, That the said report be laid upon the table.

The annual report of the trustees of Union College, was received and read.

[*See Document No. 198.*]

*Ordered*, That the said report be referred to the committee on colleges, academies and common schools.

The annual report of B. Van Benthuisen, an inspector of sole leather in the city of Albany, was received and read.

[See Document No. 154.]

*Ordered*, That the said report be laid upon the table.

The annual report of Jason Rudes, an inspector of pot and pearl-ashes in the city of Albany, was received and read.

[See Document No. 149.]

*Ordered*, That the said report be laid upon the table.

The annual report of an inspector of beef and pork, was received and read.

[See Document No. 155.]

*Ordered*, That the said report be referred to a select committee, consisting of Mr. Bull, Mr. Bartle and Mr. Conklin.

The annual report of H. Turner, an inspector of beef and pork in the town of Lansingburgh in the county of Rensselaer, was received and read.

[See Document No. 153.]

*Ordered*, That the said report be referred to the select committee on that subject, of which Mr. Bull is chairman.

The Senate sent for concurrence, a bill entitled "An act to incorporate the Hibernian benevolent association of the city of Troy;" a bill entitled "An act to raise money in the county of Genesee, for the improvement of bridges in the town of Pembroke;" and a bill entitled "An act further to amend the act entitled 'An act to incorporate the Brunswick and Pittstown turnpike company,' passed April 18th, 1831."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act to incorporate the Hibernian benevolent association of the city of Troy," was referred to the committee on the incorporation of charitable and religious societies; and the bill entitled "An act to raise money in the county of Genesee, for the improvement of bridges in the town of Pembroke," was referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies; and the bill entitled "An act further to amend the act entitled 'An act to incorporate the Brunswick and Pittstown turnpike company,' passed April 18th, 1831," was referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, severally to consider and report thereon.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to vest certain powers in the supreme court commissioner appointed

in the county of Westchester, under the act entitled 'An act authorising the appointment of an additional supreme court commissioner in the county of Westchester,' passed April 25th, 1833," and find the same correctly engrossed.

Thereupon, .

The said engrossed bill was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Morris gave notice that, on some future day, he would ask leave to introduce a bill to enable courts of law to give relief against adverse claims made upon persons having no interest in the subject of such claims.

Mr. Beardslee gave notice that he would, at some future day, ask leave to bring in a bill, declaring the new building erected in Herkimer, and intended for a jail, to be the court-house, so far as it can be used for that purpose, until provision shall be made by law for a new court-house.

On motion of Mr. Strong,

*Resolved*, That the committee on the judiciary be instructed to inquire as to the propriety of so amending sections thirty-nine and forty-two of part first, chapter twentieth, title first of the Revised Statutes, so as to authorise any one of the overseers of the poor to perform the services therein mentioned.

On motion of Mr. Staats,

*Resolved*, That the resolution of yesterday, requiring the Clerk of this House to put up a stove in the main hall of this building, be rescinded.

A copy of a resolution of the Senate was received and read, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That the Clerks of the Senate and Assembly cause two coal stoves to be put up in the main hall of the Capitol, and the passage therefrom at the head of the stairs to be closed, and provided with doors; and that the said hall be lighted evenings during the session of the Legislature.

Thereupon,

*Resolved*, That this House do concur with the Senate in their said resolution.

*Ordered*, That the Clerk deliver a copy of the preceding resolution of concurrence to the Senate.

Mr. Staats gave notice that he would, on some future day, ask leave to introduce a bill to alter the mode of trial by jury, so that two-thirds of the number of any jury shall be authorised to render a verdict in any civil suit.

In pursuance of previous notice, Mr. Campbell asked for and obtained leave to bring in a bill, entitled "An act to confirm the proceedings of the commissioners of highways of the towns of Frankfort, Litchfield and Winfield in the county of Herkimer;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.



On motion of Mr. Haight,

*Resolved*, That the Clerk of the Supreme Court at Geneva be requested to inform this House, what proportion of the business which is transacted at said office, proceeds from the counties of Chautauque, Erie, Genesee, Niagara, Ontario, Tompkins, Tioga, Cayuga, Monroe, Orleans, Steuben, Allegany, Wayne, Livingston, Cattaraugus, Yates, Seneca, Cortland and Onondaga, respectively, as nearly as the same can be ascertained.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to prevent injury being done to rail-roads within this State, and to insure the safety of passengers upon the same;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

In pursuance of previous notice, Mr. Case asked for and obtained leave to bring in a bill, entitled "An act authorising the first judge of the county courts of the county of Broome, to hold the courts of common pleas in said county;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

In pursuance of previous notice, Mr. Robertson asked for and obtained leave to bring in a bill, entitled "An act to amend title fifth, chapter tenth of the first part of the Revised Statutes, relating to the rendezvous of the militia;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the militia and public defence.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

*Ordered*, That the report of the Attorney-General on the petition of Reuben Wells and others, relative to escheated lands, be referred to the committee on the judiciary.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Utica and New-Berlin McAdam turnpike company;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Haight, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to authorise the erection of a new courthouse in the county of Chautauque;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bull, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Catharine Strong and Jane Nugent;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Nichols, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, altered the title to "An act for the relief of Jane Nugent," and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act making additional provision for the department of the adjutant-general of the militia;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Stevenson, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend article third of title third, chapter thirteenth of part first of the Revised Statutes, 'Of sales for unpaid taxes, and the conveyances and redemption of lands sold;'" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Angel, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Lucas Elmendorf;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Luskwood, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment, which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act authorising the trustees of school district number twelve in the town of Chenango, to sell a school lot;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Cash, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Jacob Trumpbour;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Anderson, from the said committee, reported progress, and asked for and obtained leave to sit again.

*Ordered,* That the usual number of copies of the said bill be printed for the use of the Legislature.

The House then resolved itself into a committee of the whole, on

the bill entitled "An act to authorise the supervisors of the county of Lewis to raise the bounty for the destruction of wolves;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Ingalls, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, altered the title to "An act to authorise the supervisors of the counties of Lewis and Orleans to raise the bounty for the destruction of wolves," and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read.

Thereupon,

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

{ AYES 98 }  
{ NAYS 03 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. Parkhurst
Mr. Angel	Mr. Grinnell	Mr. Patterson
Mr. Anthony	Mr. Groom	Mr. Phelps
Mr. Archibald	Mr. Grover	Mr. Robertson
Mr. Arnold	Mr. Haight	Mr. O. Robinson
Mr. Bagley	Mr. Hall	Mr. J. P. Robinson
Mr. Barnes	Mr. Harris	Mr. Ruggles
Mr. Bartle	Mr. Healy	Mr. Schermerhorn
Mr. Beardslee	Mr. Hough	Mr. Sears
Mr. Bogardus	Mr. Humphrey	Mr. Shays
Mr. Bowne	Mr. Hunt	Mr. Smith
Mr. Bull	Mr. Ingalls	Mr. Snyder
Mr. Butrick	Mr. Jackson	Mr. Spafard
Mr. Campbell	Mr. Johnson	Mr. Speaker
Mr. Case	Mr. Jones	Mr. Staats
Mr. Cash	Mr. Kernan	Mr. Stafford
Mr. Chamberlain	Mr. Kingman	Mr. Stevenson
Mr. Church	Mr. Lefever	Mr. Stone
Mr. Clark	Mr. Lewis	Mr. Strong
Mr. Clary	Mr. Livingston	Mr. Temple
Mr. Coe	Mr. Lockwood	Mr. Terry
Mr. Crosby	Mr. Mabbett	Mr. Thompson
Mr. Culver	Mr. Marvin	Mr. Todd
Mr. Cuykendall	Mr. M'Knight	Mr. Whipple
Mr. Dana	Mr. Mitchell	Mr. Willes
Mr. Drake	Mr. Morrell	Mr. Williams
Mr. Dusenbury	Mr. Morris	Mr. Winfield
Mr. Dyer	Mr. Nichols	Mr. Wood
Mr. Ellithorp	Mr. Osborne	Mr. Wright

Mr. Emmons  
Mr. Fleming  
Mr. Gardner  
Mr. Germond

Mr. Palmer  
Mr. A. J. Parker  
Mr. I. S. Parker  
Mr. J. H. Parker

Mr. Yates  
Mr. Younglove  
Mr. Youngs

98

Those who voted in the negative are

Mr. M'Keon

Mr. Myers

Mr. Sumner

3

*Ordered*, That the bill be engrossed.

And then the House adjourned until eleven o'clock to-morrow morning.

## FRIDAY, JANUARY 31, 1834.

The House met pursuant to adjournment.

The petition of the surviving trustees of the Savings Bank of the city of Utica, praying for the passage of an act enabling them to fulfil the objects of the charter of the said bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Delaware and Sullivan, praying for an appropriation from the State treasury, for the construction of a road along the valley of the Beaverkill in said counties, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the city of Troy, praying for the incorporation of an academy, to be located in said city, was read, and referred to the committee on colleges, academies and common schools.

The petition of sundry mechanics of the city of Troy, praying for the passage of an act giving them a lien on buildings erected by them, was read, and referred to the committee on the judiciary.

The remonstrance of sundry inhabitants of the city of Troy, against the repeal of the law of 1830 relative to botanic practice, was read, and committed to a committee of the whole when on the bill to which it relates.

The petition of James F. Bradt, praying remuneration for damages alleged to have been sustained by the construction of the Erie canal, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Allegany, praying for the incorporation of a bank, to be located at Perry in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located at Medina in the county of Orleans, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the town of Ulysses in the county of Tompkins, praying for the passage of an act authorising them to appropriate a part of their poor fund for the construction of bridges in said county, was read, referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Two several petitions of sundry inhabitants of the counties of Madison and Otsego, praying for the incorporation of the Waterville Bank, to be located at the village of Waterville in the county of Oneida, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Columbia, praying for a repeal or modification of the law abolishing imprisonment for debt, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the village of Oswego, praying for a grant of land for a dry dock or marine railway in said village, was read, and referred to the committee on public lands.

The petition of Elizabeth Scott, praying compensation for damages alleged to have been sustained in consequence of the construction of a dam across the Hudson river, was read, and referred to the committee on claims.

The petition of the Medical Society of the county of Onondaga, praying for the repeal of the act abolishing imprisonment for debt, was read, and referred to the committee on the judiciary.

The petition of Benjamin Isaacks, praying compensation for damages alleged to have been sustained by the construction of the Oswego canal, was read, and referred to the committee on grievances.

The petition of sundry inhabitants of the county of Allegany, praying for the incorporation of a bank, to be located at Perry in the county of Genesee, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Montgomery, Schoharie, Otsego and Herkimer, praying for the incorporation of a bank, to be located at Fort-Plain in the county of Montgomery, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Three several petitions of sundry inhabitants of the county of Wayne, praying for the incorporation of the Clyde High School, were read, and referred to the committee on colleges, academies and common schools.

Six several petitions of sundry inhabitants residing within the

bounds of the Genesee Conference of the Methodist Episcopal Church, praying for the incorporation of the Genesee Wesleyan Seminary, to be located at Lima, were read, and referred to the committee on colleges, academies and common schools.

The petition of Frederick House, Asahel Warner and R. P. Smith of the village of Lima, praying for the incorporation of the Lima Seminary, was read, and referred to the committee on colleges, academies and common schools.

*Ordered*, That the usual number of copies of the said petition be printed for the use of the Legislature.

[*See Document No. 96.*]

The petition of sundry inhabitants of the county of Ontario, praying for the repeal of the act which exempts church property from taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the counties of Orleans and Genesee, praying for the incorporation of a company to construct a rail-road from Medina in the county of Orleans, to the Buffalo and Alexandria road in the county of Genesee, was read, and referred to the committee on rail-roads.

The remonstrance of sundry inhabitants of the county of Ontario, against any division of said county, was read, and referred to the committee on the erection and division of towns and counties.

The petition of Joseph Clary of the county of Erie, praying compensation for services as attorney and counsel in an ejectment suit brought for the benefit of the State, and for other purposes, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Delaware, praying for the incorporation of a bank, to be located at Delhi in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The memorial of John Thomson, a botanic physician, relative to the botanic practice, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Cortland, praying for the incorporation of a bank, to be located at Cortland village in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Jefferson, praying for the construction of the Black River canal, was read, and referred to the committee on canals and internal improvements.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the bill entitled "An act to confirm the proceedings of the commissioners of highways of the towns of Frankfort, Litchfield and Winfield in the county of Herkimer," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the engrossed bill from the Senate, entitled "An act to repeal an act to appoint commissioners to lay out a road from German-flatts in the county of Herkimer, to Fort-Plain in the county of Montgomery, passed April 26th, 1831," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Myers, from the committee on trade and manufactures, to which was referred the bill entitled "An act requiring manufacturing companies to file with the comptroller an annual statement of their affairs," reported, that the committee have examined the said bill, and prepared amendments thereto, with which they recommend that the same be passed into a law.

*Ordered*, That the said bill and amendments be committed to a committee of the whole house.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the engrossed bill from the Senate, entitled "An act to raise monies in the county of Genesee, for the improvement of bridges in the town of Pembroke," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Cargill, from the committee on the incorporation of charitable and religious societies, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Hibernian benevolent association of the city of Troy," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of John McIntyre, Lewis Johnson, Charles Baker, Alexander Gilchrist, John Shaw, Porter Smalley and John T. Miller, praying for the assessment of the damages occasioned to their lands by means of the surplus waters of the canal, which are discharged from the waste-weir at Dunham's basin in the town of Kingsbury in the county of Washington, reported:

[See Document No. 101.]

*Ordered*, That the said report be committed to the committee of the whole, when on the bill entitled "An act for the relief of Isaac Allen and others."

Mr. Robertson, from the committee on claims, to which was re-

ferred the petition of Jacob Failing, reported; and asked leave to introduce a bill.

[See Document No. 99.]

*Ordered*, That leave be given to bring in such bill.

Mr. Robertson, according to leave, brought in the said bill, entitled "An act for the relief of Jacob H. Failing;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Cuykendall, from the committee on claims, to which was referred the petition of Isaac Satterly and others for lands due the heirs of Henry Satterly, a soldier of the revolutionary war, reported; and asked leave to introduce a bill.

[See Document No. 117.]

*Ordered*, That leave be given to bring in such bill.

Mr. Cuykendall, according to leave, brought in the said bill, entitled "An act for the relief of Isaac Satterly and others;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKeon, from the select committee to which was referred the petition of the managers of the Prince-street Orphan Asylum in the city of New-York, reported; and asked leave to introduce a bill.

[See Document No. 105.]

*Ordered*, That leave be given to bring in such bill.

Mr. McKeon, according to leave, brought in the said bill, entitled "An act for the relief of the Prince-street orphan asylum;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the Utica and New-Berlin McAdam turnpike company;" the engrossed bill entitled "An act for the relief of Lucas Elmendorf;" the engrossed bill entitled "An act for the relief of Jane Nugent," and the engrossed bill entitled "An act to authorise the erection of a new court-house in the county of Chautauque," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the city of Rochester," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

The annual report of Epaphras Warren, an inspector of beef and pork for the county of Tompkins, was received and read.

[See Document No. 169.]



**Ordered,** That the said report be laid upon the table.

The annual report of Eldridge Havens, an inspector of beef and pork in the county of Wayne, was received and read.

[See Document No. 150.]

**Ordered,** That the said report be laid upon the table.

The annual report of Jacob Lockman, an inspector of lumber for the city of New-York, was received and read.

[See Document No. 170.]

**Ordered,** That the said report be laid upon the table.

The annual report of Philo Lewis, an inspector of beef and pork in the city of New-York, was received and read.

[See Document No. 213.]

**Ordered,** That the said report be laid upon the table.

The annual report of George Charles, an inspector of sole leather in the city of Albany, was received and read.

[See Document No. 151.]

**Ordered,** That the said report be laid upon the table.

A communication from the Secretary of State, was received and read, in the words following, to wit:

STATE OF NEW-YORK, }  
SECRETARY'S OFFICE. }

*Albany, January 31, 1834.*

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

I have the honor to transmit herewith the fifteenth annual report of the directors of the New-York Institution for the instruction of the deaf and dumb, which has been forwarded to me for the purpose of being presented to the Legislature.

I am, very respectfully,

Your obedient servant,

JOHN A. DIX.

[See Document No. 108.]

**Ordered,** That the said report be referred to the select committee so much of the Governor's message as relates to that subject.

A communication from the Commissioners of the Canal Fund, was received and read, in the words following, to wit:

*To the Legislature of the State of New-York.*

The Commissioners of the Canal Fund, pursuant to chapter 320 of the Laws of 1831, respectfully submit to the Legislature the following report:

[See Document No. 107.]

*Ordered*, That the said report be referred to the committee on canals and internal improvements.

A communication from the Trustees of the Capitol, was received and read.

[See Document No. 106.]

*Ordered*, That the said communication be referred to a select committee, consisting of Mr. McKeon, Mr. Staats and Mr. Beardslee.

The Senate sent for concurrence, a bill entitled "An act further to amend the charter of the village of Lansingburgh."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the incorporation of cities and villages, to consider and report thereon.

And then the House adjourned until eleven o'clock to-morrow morning.

## SATURDAY, FEBRUARY 1, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Forestville in said county, with a capital of one hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the city of Troy, praying for an amendment of the charter of the Troy and Schenectady McAdam Turnpike Company, passed April 30th, 1833, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Three several petitions of sundry inhabitants of the counties of Otsego and Onondaga, praying for a repeal of the law abolishing imprisonment for debt, with a remonstrance against the same, were read, and referred to the committee on the judiciary.

The petition of the Medical Society of the county of Oneida, praying for the repeal of the act concerning the practice of physic and surgery in this State, passed April 7th, 1830, was read, and committed to the committee of the whole when on the bill to which it relates.

The memorial of the Cayuga Bridge Company, praying remu-

neration for damages alleged to have been sustained by the construction of a bridge by the State across the Cayuga outlet, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Tioga, praying the aid of the State in the construction of the New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the counties of Rensselaer and Washington, praying for the incorporation of a State Agricultural School, was read, and referred to the committee on agriculture.

The petition of sundry inhabitants of the counties of Washington and Rensselaer, praying for the incorporation of a bank, to be located at Union village in the county of Washington, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the village of Bath in the county of Steuben, praying for the incorporation of said village, was read, and referred to the committee on the incorporation of cities and villages.

The petition of sundry inhabitants of the county of Steuben, praying for the construction of a rail-road from the city of New-York to Lake Erie, was read, and referred to the committee on rail-roads.

The remonstrance of sundry inhabitants of the town of Smithfield in the county of Madison, against a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Oswego, praying for the incorporation of a bank, to be located at the village of Oswego in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry inhabitants of the county of Oswego, against the repeal of the act abolishing imprisonment for debt, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a company to construct a rail-road from Medina in the county of Orleans, to the Alexander and Buffalo road in the county of Genesee, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Livingston, praying for the incorporation of a company to construct a rail-road from Buffalo to Geneva, was read, and referred to the committee on rail-roads.

Three several petitions of sundry inhabitants of the counties of Chautauque and Cattaraugus, praying for the incorporation of a bank, to be located at Forestville in Chautauque county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Genesee,

praying for the incorporation of a bank, to be located at Medina in the county of Orleans, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Orleans, praying for the passage of an act authorising the appointment of a Supreme Court commissioner in said county, was read, and referred to the committee on the judiciary.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act authorising the trustees of school district number twelve in the town of Chenango, to sell a school lot;" and the engrossed bill entitled "An act to authorise the supervisors of the counties of Lewis and Orleans to raise the bounty for the destruction of wolves," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

Mr. M'Keon, from the committee on colleges, academies and common schools, to which was referred the petition of sundry inhabitants of the county of Oneida, praying for the incorporation of the Clinton Liberal Institute, reported a bill, entitled "An act to incorporate the Clinton liberal institute;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of sundry inhabitants of the county of Chautauque, for an alteration of the charter of the Maysville and Portland Rail-Road Company, reported; and asked leave to introduce a bill.

[See Document No. 126.]

*Ordered*, That leave be given to bring in such bill.

Mr. Beardslee, according to leave, brought in the said bill, entitled "An act to amend the act entitled 'An act to incorporate the Maysville and Portland rail-road company,' passed March 29, 1832;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Thomas Livingston, praying for damages sustained by him for an injury to his canal boat, and the loss of a cargo of plaster, reported; and asked leave to introduce a bill.

[See Document No. 125.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of Thomas Livingston;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Brasher, from the committee on privileges and elections, to

which was referred the petition of the board of supervisors of the county of Jefferson, praying for an alteration of the time of holding their annual meeting, reported a bill, entitled "An act to alter the time of holding the annual meeting of the board of supervisors of the county of Jefferson;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bull, from the committee on the incorporation of cities and villages, to which was referred the engrossed bill from the Senate, entitled "An act further to amend the charter of the village of Lansingburgh," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. McKnight, from the select committee to which was referred the petition of Henry Rice, Daniel Hall and Benjamin Lee, praying that a law may be passed, directing certain monies now in the State treasury, to be paid to them, reported; and asked leave to introduce a bill.

[See Document No. 112.]

*Ordered*, That leave be given to bring in such bill.

Mr. McKnight, according to leave, brought in the said bill, entitled "An act relative to certain monies in the treasury of this State, arising from the sale of lot number four of the tract called the northwest part of the Oneida reservation;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Clary, from the select committee to which was referred the petition of Hiram Pratt, treasurer of the county of Erie, reported; and asked leave to introduce a bill.

[See Document No. 120.]

*Ordered*, That leave be given to bring in such bill.

Mr. Clary, according to leave, brought in the said bill, entitled "An act to loan money to the county of Erie;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The annual report of the Bank Commissioners was received and read.

[See Document No. 102.]

*Ordered*, That the said report be referred to the committee on the incorporation of the charters of banking and insurance companies.

*Ordered*, That eight times the usual number of copies of the said report be printed for the use of the Legislature, and two hundred and fifty copies of the same for the use of the Bank Commissioners.

The annual report of William Barber, an inspector of beef and pork in and for the county of Oneida, was received and read.

[See Document No. 229.]

*Ordered*, That the said report be laid upon the table.

The annual report of Jeffrey Hand, an inspector of lumber for the city of New-York, was received and read.

[See Document No. 218.]

*Ordered*, That the said report be laid upon the table.

The Senate sent for concurrence, a bill entitled "An act to confirm the agreement entered into by the commissioners appointed by this State, and the commissioners appointed by the State of New-Jersey, to settle the boundary line between New-York and New-Jersey;" and a bill entitled "An act to amend an act entitled 'An act to incorporate the Kingston and Middletown turnpike road company,' passed February 17th, 1831."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act to confirm the agreement entered into by the commissioners appointed by this State, and the commissioners appointed by the State of New-Jersey, to settle the boundary line between New-York and New-Jersey," was referred to the joint committee on so much of the Governor's message as relates to that subject; and the bill entitled "An act to amend an act entitled 'An act to incorporate the Kingston and Middletown turnpike road company,' passed February 17th, 1831," was referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, severally to consider and report thereon.

A message from the Senate was read, informing that they have rejected the bill entitled "An act to change the name of Alansing Crabb."

The engrossed bill entitled "An act to authorise the erection of a new court-house in the county of Chautauque," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of Jane Nugent," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act authorising the trustees of school district number twelve in the town of Chenango, to sell a school lot," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

*Ordered*, That four times the usual number of copies of the report of the Commissioners of the Canal Fund, made pursuant to chapter 320 of the Laws of 1831, be printed for the use of the Legislature.

On motion of Mr. Morris,

*Resolved*, That the Red Book furnished to the members, be referred to a select committee, to ascertain and report to this House whether the same is in accordance with the resolutions of this House in relation to furnishing the same.

Thereupon,

*Ordered*, That Mr. Morris, Mr. Gordon and Mr. Angel, be the said committee.

*Ordered*, That the bill entitled "An act to change the location of the northern termination of the Chenango canal," be the order of the day for Monday the third day of February instant.

On motion of Mr. Humphrey,

*Resolved*, That a committee of one member from each Senate district, be appointed to inquire into the expediency of discontinuing the manufacturing in the prisons of such articles as tend to bring the labor of the convicts into general competition with that of the mechanics and citizens of the country.

Thereupon,

*Ordered*, That Mr. Humphrey, Mr. Myers, Mr. Haight, Mr. Groom, Mr. Wright, Mr. Lockwood, Mr. Beardslee and Mr. Bull, be the said committee.

And then the House adjourned until eleven o'clock on Monday morning next.

## MONDAY, FEBRUARY 3, 1834.

The House met pursuant to adjournment.

Two several petitions of sundry inhabitants of the county of Lewis, praying for the construction of the Black River canal, were read, and referred to the committee on canals and internal improvements.

Two several petitions of sundry inhabitants of the counties of Steuben and Allegany, praying for a repeal of the last clause of the medical law of 1830, with a remonstrance against the same, were read, and committed to the committee of the whole when on the bill to which they relate.

The petition of the trustees of the village of Sherburne, praying for an amendment of the charter of said village, was read, and referred to the committee on the incorporation of cities and villages.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located at the village of Attica in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the towns of Lenox and Smithfield in the county of Madison, and of the town of Augusta in the county of Oneida, praying for the erection of a new town, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the counties of Erie and Niagara, praying that parts of certain towns in the county of Erie may be annexed to the county of Niagara, was read, and referred to the committee on the erection and division of towns and counties.

Four several petitions of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Dunkirk in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chautauque, praying for the passage of an act reducing the rates of toll for crossing the Cattaraugus bridge, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Wayne, praying for the erection of a new county from parts of the counties of Wayne and Ontario, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a company to construct a rail-road from Buffalo to Genoa, was read, and referred to the committee on rail-roads.

Three several petitions of sundry inhabitants of the county of Tioga, praying for the incorporation of a bank, to be located at the village of Owego in said county, with a capital of two hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Tioga, praying for the extension of the Chenango canal from Binghamton in the county of Broome, to the village of Owego in the county of Tioga, a distance of twenty-two miles, was read, and referred to the committee on canals and internal improvements.

Two several petitions of sundry inhabitants of the counties of Tioga, Steuben and Allegany, praying for the aid of the State in the construction of the New-York and Erie rail-road, were read, and referred to the committee on rail-roads.

Three several petitions of sundry inhabitants of the county of Ulster, praying for the incorporation of a bank, to be located in the village of Ulster in said county, with a capital of two hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Four several petitions of sundry inhabitants of the county of Oneida, praying for the incorporation of a company, by the name



and style of the Oneida and Jefferson Turnpike Company, to construct a turnpike road from Sacket's-Harbor to Rome, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The memorial of sundry inhabitants of the county of Allegany, relative to rail-road machinery, and the construction of the New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

*Ordered*, That the usual number of copies of the said memorial be printed for the use of the Legislature.

[*See Document No. 113.*]

The petition of sundry inhabitants of the county of Montgomery, praying for the incorporation of a bank, to be located at Canajoharie in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Solomon Davis, missionary to the Oneida Indians, praying for the passage of an act authorising the sale to him of lot number thirty-one in the Two-mile tract, at the appraised value thereof, was read, and referred to the committee on Indian affairs.

Three several petitions of sundry inhabitants of the counties of Madison, Cayuga and Dutchess, praying for a repeal of the act to abolish imprisonment for debt, together with a remonstrance against the same, were read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Allegany, praying for the incorporation of a bank, to be located at Angelica in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Sundry affidavits relative to the passage of the bill entitled "An act for the relief of William Ostrander," were read, and referred to the committee on claims.

Mr. Beardslee, from the committee on rail-roads, to which was referred the several petitions for incorporating the Lockport and Niagara Falls Rail-Road Company, reported; and asked leave to introduce a bill.

[*See Document No. 118.*]

*Ordered*, That leave be given to bring in such bill.

Mr. Beardslee, according to leave, brought in the said bill, entitled "An act to incorporate the Lockport and Niagara Falls rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. M'Keon, from the committee on colleges, academies and

common schools, to which was referred the petitions of sundry inhabitants of the counties of Allegany, Livingston, Monroe, Niagara, Ontario, Seneca, Orleans, Tioga, Genesee, Wayne and Yates, praying for the incorporation of the Genesee Wesleyan Seminary, reported a bill, entitled "An act to incorporate the Genesee Wesleyan seminary;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Morris, from the select committee appointed in pursuance of the resolution of Saturday last, relative to the Red Book, reported, that in consequence of there being several errors in the Red Book furnished, the committee had concluded to offer for the consideration of the House, the following resolution:

*Resolved*, That the Clerk of the Assembly return the Red Book delivered to the House of Assembly on the first instant, to the publisher thereof; and that the Clerk cause to be furnished a Red Book according to the resolutions of this House.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Hone, from the joint committee on the part of this House, on so much of the Governor's message as relates to the New-Jersey boundary, to which was referred the engrossed bill from the Senate, entitled "An act to confirm the agreement entered into by the commissioners appointed by this State, and the commissioners appointed by the State of New-Jersey, to settle the boundary line between New-York and New-Jersey," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

Mr. McKeon made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. McKeon, and it was determined in the affirmative.

Thereupon,

The said bill was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

The annual report of Henry Strang, an inspector of beef and pork in the county of Westchester, was received and read.

[See Document No. 186.]

*Ordered*, That the said report be laid upon the table.

The annual report of James Radliff, an inspector of staves in the city of Albany, was received and read.

[See Document No. 171.]

*Ordered*, That the said report be laid upon the table.

A communication from the secretary of the Phoenix Fire Insurance Company of the city of New-York, was received and read.

[See Document No. 207.]

*Ordered*, That the said communication be laid upon the table.

The annual report of A. Wilson, an inspector of beef and pork in the city of New-York, was received and read.

[See Document No. 223.]

*Ordered*, That the said report be laid upon the table.

A message from the Senate was read, informing that they have passed the bill entitled "An act to amend an act entitled 'An act to create a fund for the benefit for the creditors of certain monied corporations, and for other purposes,' passed April 2d, 1829," without amendment.

*Ordered*, That the clerk deliver the said bill to the Governor.

The Senate sent for concurrence, a bill entitled "An act granting further powers to the Dutchess turnpike company;" and a bill entitled "An act to amend an act entitled 'An act to establish a corporation for improving and making a turnpike road from Newburgh to New-Windsor,' passed April 2d, 1806."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to consider and report thereon.

The engrossed bill entitled "An act to incorporate the city of Rochester," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 103 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Hasbrouck	Mr. Robertson
Mr. Angel	Mr. Healy	Mr. O. Robinson
Mr. Anthony	Mr. Herttell	Mr. J. P. Robinson
Mr. Archibald	Mr. Hone	Mr. Ruggles
Mr. Bartle	Mr. Hough	Mr. Schermerhorn
Mr. Beardslee	Mr. Humphrey	Mr. Sears
Mr. Bockoven	Mr. Hunt	Mr. Shays
Mr. Brasher	Mr. Ingalls	Mr. Smith
Mr. Bull	Mr. Jackson	Mr. Snyder
Mr. Butrick	Mr. Johnson	Mr. Spafard

Mr. Campbell	Mr. Jones	Mr. Speaker
Mr. Cargill	Mr. Kernan	Mr. Staats
Mr. Case	Mr. Kingman	Mr. Stafford
Mr. Cash	Mr. Le Fever	Mr. Stevenson
Mr. Chamberlin	Mr. Lewis	Mr. Stone
Mr. Church	Mr. Lockwood	Mr. Strong
Mr. Clark	Mr. Mabbett	Mr. Sumner
Mr. Clary	Mr. Marvin	Mr. Temple
Mr. Coe	Mr. M'Keon	Mr. Terry
Mr. Crosby	Mr. M'Knight	Mr. Thomson
Mr. Culver	Mr. Mersereau	Mr. Todd
Mr. Cuykendall	Mr. Mitchell	Mr. Tompkins
Mr. Dana	Mr. Myers	Mr. Wait
Mr. Drake	Mr. Myrick	Mr. Ward
Mr. Dusenbury	Mr. Nichols	Mr. West
Mr. Dyer	Mr. Orr	Mr. Wheaton
Mr. Ellithorp	Mr. Osborne	Mr. Wheeler
Mr. Emmons	Mr. Palmer	Mr. Whipple
Mr. Fleming	Mr. A. J. Parker	Mr. Willes
Mr. Germond	Mr. J. H. Parker	Mr. Williams
Mr. Gordon	Mr. Parkhurst	Mr. Winfield
Mr. Groom	Mr. Patterson	Mr. Wood
Mr. Grover	Mr. Phelps	Mr. Wright
Mr. Haight	Mr. Ringgold	Mr. Young
Mr. Harris		

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill entitled "An act to authorise the supervisors of the counties of Lewis and Orleans to raise the bounty for the destruction of wolves," was read the third time.

Debates were had thereon; and the question being put whether the House would agree to the final passage of the said bill, it was determined in the affirmative.

{ AYES 88 }  
{ NAYS 19 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anderson	Mr. Guinnip	Mr. O. Robinson
Mr. Angel	Mr. Haight	Mr. J. P. Robinson
Mr. Anthony	Mr. Harris	Mr. Ruggles
Mr. Archibald	Mr. Hasbrouck	Mr. Schermerhorn
Mr. Arnold	Mr. Healy	Mr. Sears
Mr. Bartle	Mr. Hough	Mr. Shays
Mr. Beardslee	Mr. Humphrey	Mr. Smith
Mr. Brasher	Mr. Hunt	Mr. Snyder
Mr. Bull	Mr. Johnson	Mr. Spafard

Mr. Butrick	Mr. Jones	Mr. Speaker
Mr. Campbell	Mr. Kernan	Mr. Staats
Mr. Cargill	Mr. Kingman	Mr. Stafford
Mr. Case	Mr. Lefever	Mr. Stevenson
Mr. Cash	Mr. Lewis	Mr. Stone
Mr. Chamberlain	Mr. Livingston	Mr. Temple
Mr. Church	Mr. Lockwood	Mr. Terry
Mr. Clark	Mr. Mabbett	Mr. Thompson
Mr. Coe	Mr. M'Knight	Mr. Todd
Mr. Crosby	Mr. Mersereau	Mr. Tompkins
Mr. Culver	Mr. Mitchell	Mr. Wait
Mr. Drake	Mr. Myrick	Mr. Ward
Mr. Dusenbury	Mr. Nichols	Mr. West
Mr. Dyer	Mr. Orr	Mr. Whipple
Mr. Ellithorp	Mr. Osborne	Mr. Willes
Mr. Emmons	Mr. I. S. Parker	Mr. Williams
Mr. Fleming	Mr. J. H. Parker	Mr. Winfield
Mr. Germond	Mr. Parkhurst	Mr. Wood
Mr. Gordon	Mr. Ringgold	Mr. Wright
Mr. Groom	Mr. Robertson	Mr. Youngs
Mr. Grover		

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Those who voted in the negative are

Mr. Clary	Mr. Marvin	Mr. Patterson
Mr. Cuykendall	Mr. M'Keon	Mr. Phelps
Mr. Dana	Mr. Morris	Mr. Strong
Mr. Herttell	Mr. Myers	Mr. Sumner
Mr. Hone	Mr. Palmer	Mr. Wheaton
Mr. Ingalls	Mr. A. J. Parker	Mr. Wheeler
Mr. Jackson		

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

*Ordered*, That Mr. Bowne have leave of absence for six days, Mr. Bagley for six days, Mr. Morrell for three days, Mr. Brown one week, Mr. Morehouse for six days, and Mr. Collin for six days.

On motion of Mr. Gordon,

*Resolved*, That the select committee consisting of Messrs. Humphrey, Myers, Haight, Grover, Lockwood, Beardslee, Bull and Wright, to whom was referred the resolution in relation to the labor of the State Prison convicts, be also instructed to inquire and report to this House, what effect the labor of the convicts has on their health, morals and reformation, and the finances of the State.

Mr. Wright gave notice that he would, on some future day, ask leave to introduce a bill to amend part first, chapter tenth, title fifth of the Revised Statutes, regulating the several parades and rendezvous of the militia.

Mr. Gordon gave notice that he would, on some future day, ask leave to introduce a bill to repeal the seventeenth section of the act entitled "An act relative to the finances of this State, and the

duties of the comptroller and the commissioners of the canal fund," passed April 26th, 1831.

On motion of Mr. Ingalls,

*Resolved*, That a select committee be appointed, to superintend the printing and publishing the Red Book.

Thereupon,

*Ordered*, That Mr. Ingalls, Mr. Gordon and Mr. Morris, be the said committee.

On motion of Mr. Palmer,

*Resolved*, That the committee on roads and bridges be instructed to inquire into the expediency of amending the Revised Statutes in relation to the assessment of highway taxes, and to the mode of electing commissioners of highways, in such a manner that they may be divided into three classes, one of whom shall be annually elected, and hold his office for three years; and also to impose on them such further duties as will contribute more effectually to the improvement of the highways.

Mr. Humphrey gave notice that he would, on some future day, ask leave to bring in a bill to amend the act incorporating the trustees of the village of Ithaca.

Mr. Bull gave notice that he would, on some future day, ask leave to introduce a bill for the preservation of game in the county of Rensselaer.

On motion of Mr. Phelps,

*Resolved*, That the committee on ways and means be instructed to inquire whether the act entitled "An act to subject certain debts owing to non-residents, to taxation," ought to be so construed as to embrace debts due to the School fund of the State of Connecticut.

On motion of Mr. Morris,

*Resolved*, That the select committee to which was referred the annual report of H. Turner, an inspector of beef and pork, be discharged from the further consideration thereof; and that the same, and all other annual reports of inspectors which have already been presented to this House, and those which may hereafter be presented, be referred to the standing committee on trade and manufactures, to examine and report whether said reports conform to the requirements of law.

On motion of Mr. Marvin,

*Resolved*, That a select committee be appointed, to inquire into the expediency of passing a law to regulate and license produce brokers, and stock and exchange brokers, in the different cities of this State.

In pursuance of previous notice, Mr. Morris asked for and obtained leave to bring in a bill, entitled "An act to enable courts of law to give relief against adverse claims made upon persons having no interest in the subject of such claim;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

In pursuance of previous notice, Mr. Smith asked for and obtained leave to bring in a bill, entitled "An act to preserve the

grass on a part of the south beach in the county of Suffolk;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

And then the House adjourned until eleven o'clock to-morrow morning.

## TUESDAY, FEBRUARY 4, 1834.

The House met pursuant to adjournment.

Mr. Fox, the member of Assembly duly elected in and for the county of Cattaraugus, appeared in the Assembly chamber; and the oath prescribed by the sixth article of the Constitution of this State, having been duly administered to him by the Speaker,

*Ordered*, That Mr. Fox do take his seat.

The petition of sundry inhabitants of the county of Jefferson, praying for the construction of the Black River canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Jefferson, praying for the incorporation of a company to construct a turnpike road from Rome in the county of Oneida, to Sacket's-Harbor in the county of Jefferson, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Four several petitions of sundry inhabitants of the county of Niagara, praying for an increase of the capital stock of the Lockport Bank, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the city and county of New-York, praying for the incorporation of a company, by the name and style of the New-York Savings Institution, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the supervisors of the county of Broome, praying for the passage of an act to extend the time of payment upon a certain loan heretofore made by the State to that county, was read, and referred to the Comptroller.

The petition of sundry inhabitants of the county of Broome, praying for the incorporation of a company to construct a turnpike road from Harpersfield to Binghamton, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Rensselaer, praying for the repeal of that part of the Revised Statutes which

exempts church property from taxation, was read, and referred to the committee on ways and means.

The memorial of sundry citizens of the city and county of New-York, relative to a metallic currency, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Otsego and Onondaga, praying for the incorporation of a company to construct a turnpike road from Oxford in the county of Chenango, to Oneonta in the county of Otsego, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the counties of Otsego and Delaware, praying for the construction of a McAdam road from the city of Albany to the village of Owego, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of Timothy Eddy of the county of Washington, praying compensation for damages alleged to have been sustained in consequence of the erection and continuance of the Fort Edward feeder, was read, and referred to the committee on claims.

The memorial of sundry inhabitants of the county of Ontario, relative to adulteration and frauds practised in the sale of spirituous liquors, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the counties of Erie, Chautauque and Cattaraugus, praying for the passage of an act to prohibit fishing with nets and seines in certain waters therein mentioned, was read, and referred to the committee on Indian affairs.

The petition of sundry inhabitants of the county of Onondaga, praying for a repeal of the law abolishing imprisonment for debt, was read, and referred to the committee on the judiciary.

The memorial of sundry inhabitants of the county of Oneida, relative to insane poor, was read, and referred to the select committee on so much of the Governor's message as relates to that subject.

The memorial of sundry inhabitants of the city and county of New-York, relative to the exemption of church property from taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the western part of the State of New-York, praying for the repeal of the act subjecting certain debts owing to non-residents to taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the county of Jefferson, praying for the incorporation of a bank, to be located at Sacket's-Harbor in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Jefferson, praying for the incorporation of a company to construct a turnpike road from Rome to Sacket's-Harbor, was read, and referred to the



committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Wayne, praying for a division of said county, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Columbia, praying for the incorporation of a bank, to be located at Hudson in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several remonstrances of sundry inhabitants of the county of Ontario, against the erection of a new county from parts of the counties of Wayne and Ontario, were read, and referred to the committee on the erection and division of towns and counties.

The petition of the Syracuse Salt Manufacturing Company, praying for an increase of their capital stock, was read, and referred to the committee on the manufacture of salt.

The petition of the Skaneateles Manufacturing Company, praying for an extension of the charter of said company, was read, and referred to the committee on trade and manufactures.

The petition of William Gibbs and Daniel Earl junior, praying remuneration for damages alleged to have been sustained in consequence of water taken from their mills to supply the Jordan level of the Erie canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the town of Marbletown in the county of Ulster, praying for the passage of an act authorising them to raise the sum of eight hundred dollars, to build a bridge across the Esopus creek, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Three several petitions of sundry inhabitants of the county of Dutchess, praying for the incorporation of a bank, to be located in the village of Ulster in the county of Ulster, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred several petitions of inhabitants of the counties of Washington, Essex and Clinton, reported; and offered the following resolution:

[See Document No. 110.]

*Resolved*, That the prayer of the petitioners ought not to be granted.

*Ordered*, That the said resolution be laid upon the table.

Mr. Anderson, from the majority of the committee on grievances, to which was referred the petition of Enos Stone, praying to be exonerated from the payment of a certain bond given to the State, and to be discharged from the payment of the judgment obtained on said bond, reported; and offered the following resolution:

[See Document No. 116.]

*Resolved*, That the prayer of the petitioner ought not to be granted.

Mr. Sumner, from the minority of the said committee, to which was referred the petition of Enos Stone, reported:

[See Document No. 121.]

*Ordered*, That the said reports and resolution be committed to a committee of the whole house.

Mr. Phelps, from the committee on the judiciary, to which was referred the bill entitled "An act to amend title ninth, part first, chapter twentieth of the Revised Statutes," reported:

[See Document No. 122.]

*Ordered*, That the said bill and report be committed to a committee of the whole house.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to amend an act entitled 'An act to create a fund for the benefit for the creditors of certain monied corporations, and for other purposes,' passed April 2d, 1829."

W. L. MARCY.

*Albany, February 4, 1834.*

The Senate sent for concurrence, a bill entitled "An act concerning the State prison at Auburn."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to the committee on State prisons, to consider and report thereon.

The annual report of Abraham A. Slover, an inspector of lumber in the city of New-York, was received and read.

[See Document No. 224.]

*Ordered*, That the said report be laid upon the table.

The annual report of Daniel Dietrich, an inspector of sole leather in the city of New-York, was received and read.

[See Document No. 226.]

*Ordered*, That the said report be laid upon the table.

The annual report of John L. Morris, an inspector of lumber in the city of New-York, was received and read.

[See Document No. 197.]

*Ordered*, That the said report be laid upon the table.

The annual report of Howard A. Simons and A. Gordon, inspectors of lumber in the city of New-York, was received and read.

[*See Document No. 214.*]

*Ordered*, That the said report be laid upon the table.

The annual report of N. Wilson, an inspector of beef and pork in the county of Greene, was received and read.

[*See Document No. 196.*]

*Ordered*, That the said report be laid upon the table.

The annual report of John Brace, an inspector of beef and pork in the county of Monroe, was received and read.

[*See Document No. 184.*]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The annual report of Peter Conrey, an inspector of lumber in the city and county of New-York, was received and read.

[*See Document No. 194.*]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The engrossed bill entitled "An act to incorporate the Utica and New-Berlin McAdam turnpike company," was read the third time

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 99 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Hasbrouck	Mr. Robertson
Mr. Arnold	Mr. Healy	Mr. O. Robinson
Mr. Barnes	Mr. Herttell	Mr. J. P. Robinson
Mr. Bartle	Mr. Hone	Mr. Ruggles
Mr. Beardslee	Mr. Hough	Mr. Schermerhorn
Mr. Bull	Mr. Humphrey	Mr. Sears
Mr. Butrick	Mr. Ingalls	Mr. Shays
Mr. Campbell	Mr. Jackson	Mr. Snyder
Mr. Cargill	Mr. Kernan	Mr. Spafard
Mr. Case	Mr. Kingman	Mr. Speaker
Mr. Cash	Mr. Le Fever	Mr. Staats
Mr. Church	Mr. Lewis	Mr. Stafford

Mr. Clark	Mr. Livingston	Mr. Stevenson
Mr. Clary	Mr. Lockwood	Mr. Stone
Mr. Coe	Mr. Mabbett	Mr. Strong
Mr. Crosby	Mr. Marvin	Mr. Temple
Mr. Culver	Mr. M'Knight	Mr. Thomson
Mr. Cuykendall	Mr. Mersereau	Mr. Todd
Mr. Dana	Mr. Mitchell	Mr. Tompkins
Mr. Drake	Mr. Morris	Mr. Wait
Mr. Dusenbury	Mr. Myers	Mr. Ward
Mr. Dyer	Mr. Myrick	Mr. West
Mr. Ellithorp	Mr. Nichols	Mr. Wheaton
Mr. Emmons	Mr. Orr	Mr. Wheeler
Mr. Enos	Mr. Osborne	Mr. Whipple
Mr. Fleming	Mr. Palmer	Mr. Willes
Mr. Fox	Mr. A. J. Parker	Mr. Williams
Mr. Gordon	Mr. I. S. Parker	Mr. Winfield
Mr. Grinnell	Mr. J. H. Parker	Mr. Wood
Mr. Groom	Mr. Parkhurst	Mr. Wright
Mr. Guinnip	Mr. Patterson	Mr. Yates
Mr. Haight	Mr. Phelps	Mr. Younglove
Mr. Harris	Mr. Ringgold	Mr. Young

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

On motion of Mr. Humphrey,

*Resolved*, That the Clerk be directed to procure a copy of the Blue Book published by order of Congress.

*Ordered*, That the usual number of copies of the bill entitled "An act to amend the act entitled 'An act to incorporate the Mayville and Portland rail-road company,' passed March 29th, 1832," be printed for the use of the Legislature.

In pursuance of previous notice, Mr. Humphrey asked for and obtained leave to bring in a bill, entitled "An act to amend the act entitled 'An act to incorporate the village of Ithaca,' passed April 2d, 1821, and the several acts amending the same;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

*Ordered*, That the committee on ways and means be discharged from the further consideration of the resolution of yesterday, relative to debts owing to non-residents, and that the same be referred to the Attorney-General.

In pursuance of previous notice, Mr. Bull asked for and obtained leave to bring in a bill, entitled "An act for the preservation of partridges, quails and woodcocks in the county of Rensselaer;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

On motion of Mr. Ingalls,

*Resolved*, That the committee on claims be discharged from the

further consideration of the petition of Anthony Rhodes and others, for a remuneration for improvements made by them on lots number twenty-eight and sixty-four in Freemason's patent, and that the same be referred to the Commissioners of the Land-Office.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to change the location of the northern termination of the Chenango canal;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until eleven o'clock to-morrow morning.

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## WEDNESDAY, FEBRUARY 5, 1834.

The House met pursuant to adjournment.

Two several petitions of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located at Perry in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Niagara, praying for the incorporation of a company to construct a rail-road from Lewiston in said county, to Black-Rock in the county of Erie, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Steuben, praying for a renewal of the charter of the Bath and Crooked Lake Rail-Road Company, was read, and referred to the committee on rail-roads.

The remonstrance of sundry inhabitants of the county of Oneida, against changing the termination of the Chenango canal, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located at Perry in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Montgomery, praying for the incorporation of a bank, to be located at Canajoharie in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Otsego and Delaware, praying for the construction of a McAdam road from

the city of Albany, through the county of Otsego, to Binghamton, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Sullivan, praying for legislative aid in the construction of the New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

The petition of the trustees of the village of Skaneateles in the county of Onondaga, praying for an amendment of the act incorporating said village, was read, and referred to the committee on the incorporation of cities and villages.

The petition of sundry inhabitants of the county of Onondaga, praying for an amendment of the law in relation to labor done on the public highway, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the village of Le Roy in the county of Genesee, praying for the passage of an act incorporating said village, was read, and referred to the committee on the incorporation of cities and villages.

The memorial of Jesse Torrey junior, praying for legislative provision for supplying the common schools and academies of this State with certain school books of which he is the author, and also for the establishment by the State of free circulating libraries in each school district of this State, was read, and referred to the committee on colleges, academies and common schools.

The memorial of the Dutchess County Medical Society, praying for an amendment of the act regulating the practice of physic and surgery, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of Richard Pennell, praying for authority to rebuild and construct a wharf at the Narrows in the town of New-Utrecht in the county of Kings, was read, and referred to the Commissioners of the Land-Office.

Mr. Staats, from the committee on State prisons, to which was referred the engrossed bill from the Senate, entitled "An act concerning the State prison at Auburn," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Humphrey, from the committee on canals and internal improvements, to which was referred the annual report of the Commissioners of the Canal Fund, asked leave to report thereon by bill, on the subject of the Crooked Lake canal.

*Ordered*, That leave be given to bring in such bill.

Mr. Humphrey, according to leave, brought in the said bill, entitled "An act to provide for deficiencies in the revenue of the Crooked lake canal, and to confirm certain acts of the commissioners of the canal fund in relation thereto;" which was read the

first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the engrossed bill from the Senate, entitled "An act to amend an act entitled 'An act to incorporate the Kingston and Middletown turnpike road company,' passed February 17th, 1831," reported, that the committee have examined the said bill, and prepared amendments thereto, with which they see no reason why the same should not be passed into a law.

*Ordered,* That the said bill and amendments be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act relative to proceedings upon writs of homine replegiando," reported, that the committee have examined the said bill, and recommend that the same be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of sundry inhabitants of the county of Orleans, praying for the appointment of a Supreme Court commissioner, to reside in said county, reported, that the committee are of the opinion that the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of the board of supervisors of the county of Dutchess, praying for the passage of an act providing a salary for the district attorney of said county, reported, that the committee are of the opinion that the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act relating to the court of common pleas for the city and county of New-York," reported, that the committee have examined the said bill, and recommend that the same be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act relative to the removal of causes by certiorari to the superior court of the city of New-York, and to regulate the practice of the justices' and assistant justices' courts of the city of New-York," reported, that the committee have examined the said bill, and recommend that the same be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. O. Robinson, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the town of Spafford in the county of Onondaga, praying for a division of said town, reported; and offered the following resolutions:

[*See Document No. 282.*]

*Resolved*, That this House do agree with the committee in their said report.

*Resolved*, That the petitioners have leave to withdraw their said petition.

Mr. Speaker put the question whether the House would agree to the said resolutions, and it was determined in the affirmative.

Mr. Wheeler, from the committee on ways and means, reported; and asked leave to introduce two several bills.

[*See Document No. 131.*]

*Ordered*, That leave be given to bring in such bills.

Mr. Wheeler, according to leave, brought in a bill, entitled "An act in relation to the public funds;" and also a bill entitled "An act to provide for the investment of the monies which shall from time to time be paid into the treasury on account of the capital of the common school and literature funds, and for regulating the specific funds of this State;" which were severally read the first time, and by unanimous consent were also read a second time, and committed to a committee of the whole house.

Mr. Wheeler, from the same committee, further reported a resolution, in the words following, to wit:

*Resolved*, That the following amendment to the Constitution of this State be proposed, and referred to the Legislature next to be chosen; and that the Secretary of State cause the same to be published in one newspaper in each of the counties of this State, if there be one printed therein, for three months previous to the next annual election, in pursuance of the provisions of the first section of the eighth article of the said Constitution:

Whenever a sufficient amount of money shall be collected and safely invested for the reimbursement of such part as may then be unpaid, of the money borrowed for the construction of the navigable communications between the great western and northern lakes and the Atlantic ocean, the tenth section of the seventh article of the Constitution of this State, so far as it relates to the rates of toll, the amount of duties on the manufacture of salt, and the amount of duties on goods sold at auction, and so far as it relates to the appropriation and application of the tolls and duties thereafter to be collected, shall cease and determine.

*Ordered*, That the said resolution be laid upon the table.

*Ordered*, That eight times the usual number of copies of the said



The annual report of Henry Howard, an inspector of beef and pork in the city of New-York, was received and read.

[See Document No. 230.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The annual report of I. Ingersoll, an inspector of beef and pork in the county of Madison, was received and read.

[See Document No. 195.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The annual report of James M. Nelson, an inspector of lumber in the city of New-York, was received and read.

[See Document No. 234.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The Senate sent for concurrence, a bill entitled "An act in relation to the court of common pleas of the county of Albany."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

*Ordered*, That Mr. Titus have leave of absence for five days, and Mr. Tompkins for seven days.

*Ordered*, That the resolution of yesterday, introduced by the committee on ways and means, relative to an amendment of the Constitution of this State in relation to canal tolls and salt and auction duties, be committed to the committee of the whole when on the bill entitled "An act in relation to the public funds."

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to change the location of the northern termination of the Chenango canal;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until eleven o'clock to-morrow morning.

[See Document No. 130.]

*Ordered*, That the said communication be referred to a select committee, consisting of Mr. Case, Mr. I. S. Parker and Mr. Rugles.

The annual report of Ebenezer Robins, an inspector of beef and pork in the county of Oneida, was received and read.

[See Document No. 233.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

A message from the Senate was read, informing that they have passed the bill entitled "An act for the relief of Jane Nugent," without amendment.

*Ordered*, That the clerk deliver the said bill to the Governor.

The Senate sent for concurrence, a bill entitled "An act to revive and continue an act for the establishing of ferries from the counties of Niagara and Erie to Grand Island, passed April 16th, 1825."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary, to consider and report thereon.

The Senate sent for concurrence, a bill entitled "An act for the relief of Jacob Spalding, collector of the town of Bleecker, county of Montgomery."

The said bill was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Grinnell made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree thereto, and it was unanimously determined in the affirmative.

A copy of a resolution of the Senate was received and read, in the words following, to-wit:

*Resolved*, (if the Assembly concur,) That the two Houses will, on Friday next, at twelve o'clock, proceed to nominate a Treasurer of this State.

Thereupon,

*Resolved*, That this House do concur with the Senate in their said resolution.

*Ordered*, That the Clerk deliver a copy of the preceding resolution of concurrence to the Senate.

The engrossed bill from the Senate, entitled "An act for the relief of Jacob Spalding, collector of the town of Bleecker, county of Montgomery," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

*Ordered*, That the report of the committee on ways and means,

with the two several bills accompanying the same, be the special order of the day for Monday the tenth day of March next.

On motion of Mr. J. H. Parker,

*Resolved*, That the Commissioners of the Land-Office be requested to furnish to this House, the quantity of lands belonging to this State (in the town of Salina,) reserved for coarse salt manufacturing purposes; the quantity taken, and the number of acres actually covered by the Syracuse Coarse Salt Company; also the quantity of land taken, and the number of acres actually covered by the Onondaga Coarse Salt Company; the number of acres occupied by individuals, in the manufactory of coarse salt by solar evaporation; the quantity of lands unoccupied for such purposes, and where situated; also the time such companies or individuals can hold such lands, without using them in the manner and for the purposes for which they were set apart.

*Ordered*, That the committee on the incorporation of charitable and religious societies be discharged from the further consideration of the petition of the trustees of the Presbyterian Church and Congregation of the town of Poundridge, praying for a passage of a law authorising them to sell and convey certain real estate; and that the same be referred to a select committee, consisting of the members attending this House from the county of Westchester.

Mr. Wright gave notice that he would, on some future day, ask leave to introduce a bill to repeal the "An act for the construction of the Chenango canal," and for authorising the construction of a free Macadamized road from Binghamton in the county of Broome, up the valley of the Chenango river, to Utica.

Mr. Haight gave notice that he would, on some future day, ask leave to introduce a bill, to authorise the trustees of the village of Rochester to prescribe limits within which there shall not be erected any wooden building.

A copy of a resolution of the Senate was received and read, informing that they have concurred with this House in its resolution of the thirteenth of January last, relative to the appointment of a joint committee to inquire as to the propriety of establishing in the several counties of this State, industrial, agricultural, mechanical, scientific and literary institutes; and that Mr. Sudam, Mr. Tracy and Mr. Livingston, be of the said committee on the part of the Senate.

In pursuance of previous notice, Mr. Wait asked for and obtained leave to bring in a bill, entitled "An act to authorise the superintendents of the poor of the county of Chenango to sell part of their poor farm, and to purchase other lands;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Guinnip asked for and obtained leave to bring in a bill, entitled "An act to prevent fishing in the Little lake in the town of Dryden in the county of Tompkins;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to change the location of the northern termination of the Chenango canal;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until eleven o'clock to-morrow morning.

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## THURSDAY, FEBRUARY 6, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the county of Niagara, praying for an increase of the capital stock of the Lockport Bank, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Delaware, praying for the incorporation of a bank, to be located at Delhi in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Three several petitions of sundry inhabitants of the county of Washington, praying for the incorporation of a bank, to be located at Union village in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Genesee, Allegany and Cattaraugus, praying for the incorporation of a company to construct a rail-road from Warsaw to Le Roy, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located at Perry in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Erie, praying for an amendment of the charter of the Aurora and Buffalo Rail-Road Company, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Erie, praying for the incorporation of the village of Aurora in said county, was read, and referred to the committee on the incorporation of cities and villages.

The petition of sundry inhabitants of the county of Montgomery, praying for the incorporation of a bank, to be located at Fort-

a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city of New-York, praying for the incorporation of a bank, to be located in said city, by the name and style of the Builders' Bank, reported the following resolution:

*Resolved*, That the committee on the incorporation and alteration of the charters of banking and insurance companies, be discharged from the further consideration of the petition for the incorporation of a bank, to be called the Builders' Bank, to be located in the city of New-York; and that the petitioners have leave to withdraw the same.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city of New-York, praying for the incorporation of the Eighth Ward Bank, reported the following resolution:

*Resolved*, That the committee on the incorporation and alteration of the charters of banking and insurance companies, be discharged from the further consideration of the petition for the incorporation of a bank, to be called the Eighth Ward Bank, to be located in the city of New-York; and that the petitioners have leave to withdraw the same.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of Otsego and Chenango, praying for the incorporation of a company to construct a turnpike road from Butternuts in the county of Otsego, to the village of Oxford in the county of Chenango, reported a bill, entitled "An act to incorporate the Butternuts and Oxford turnpike company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of the president and directors of the Buffalo and Black-Rock Rail-Road Company, together with the report of the Surveyor-General and the Canal Commissioners thereupon, reported; and asked leave to introduce a bill.

[See Document No. 134.]

*Ordered*, That leave be given to bring in such bill.

Mr. Beardslee, according to leave, brought in the said bill, entitled "An act to authorise the Buffalo and Black-Rock rail-road

General thereon, reported a bill, entitled "An act to lay out a State road near the Niagara falls, and to grant to Augustus Porter and Peter B. Porter the privilege of establishing a ferry below the falls;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Humphrey, from the committee on canals and internal improvements, to which was referred the petition of Jacob I. Timmerman, praying for the passage of an act to remunerate him for the loss of a lot of land sold by mistake for quit rents, reported; and asked leave to introduce a bill.

[*See Document No. 123.*]

*Ordered*, That leave be given to bring in such bill.

Mr. Humphrey, according to leave, brought in the said bill, entitled "An act for the relief of Jacob I. Timmerman;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the village of Bath in the county of Steuben, praying for an incorporation of said village, reported a bill, entitled "An act to incorporate the village of Bath in the county of Steuben;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Paisley Laing, praying for a law authorising the appraisal of his damages, occasioned by the erection of a dam across the Hudson river, called the Saratoga dam, reported; and asked leave to introduce a bill.

[*See Document No. 127.*]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of Paisley Laing;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act for the relief of Jane Nugent."

W. L. MARCY.

*Albany, February 5, 1834.*

The annual report of Henry Howard, an inspector of beef and pork in the city of New-York, was received and read.

[See Document No. 230.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The annual report of I. Ingersoll, an inspector of beef and pork in the county of Madison, was received and read.

[See Document No. 195.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The annual report of James M. Nelson, an inspector of lumber in the city of New-York, was received and read.

[See Document No. 234.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The Senate sent for concurrence, a bill entitled "An act in relation to the court of common pleas of the county of Albany."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

*Ordered*, That Mr. Titus have leave of absence for five days, and Mr. Tompkins for seven days.

*Ordered*, That the resolution of yesterday, introduced by the committee on ways and means, relative to an amendment of the Constitution of this State in relation to canal tolls and salt and auction duties, be committed to the committee of the whole when on the bill entitled "An act in relation to the public funds."

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to change the location of the northern termination of the Chenango canal;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until eleven o'clock to-morrow morning.

FRIDAY, FEBRUARY 7, 1834.

The House met pursuant to adjournment.

Two several petitions of sundry inhabitants of the counties of Madison and Onondaga, praying for a repeal of the law abolishing imprisonment for debt, with two several remonstrances against the same, were read, and referred to the committee on the judiciary.

Four several petitions of sundry inhabitants of the counties of Madison, Ontario and Wayne, praying for the incorporation of a bank, to be located at the village of Lyons in the county of Wayne, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Broome, praying for an extension of the Chenango canal from Binghamton to Owego, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Ulster, praying for the passage of an act authorising two thousand dollars to be raised by a tax on said county, to build a bridge across the Rondout creek at Eddyville, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The remonstrance of sundry inhabitants of the county of Ulster, against the passage of an act authorising the raising of money by tax on said county, to build certain bridges therein mentioned, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The remonstrance of the president of the South Oysterbay Turnpike Company, against the passage of an act authorising the construction of a rail-road through Long Island, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the counties of Schoharie, Otsego, Herkimer and Montgomery, praying for the incorporation of a bank, to be located at Fort-Plain in the county of Montgomery, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Genesee, Allegany and Cattaraugus, praying for the incorporation of a bank, to be located at Perry in the county of Genesee, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Wayne, praying for the incorporation of a bank, to be located at Clyde in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Genesee, praying for the repeal of the last clause of the medical law passed



April 7th, 1830, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the counties of Ulster and Sullivan, praying for the incorporation of a bank, to be located at Ellenville in the county of Ulster, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The memorial of sundry mechanics of the city of Troy, praying for legislative relief from the effect of the competition of State prison labor, was read, and referred to the select committee on that subject, of which Mr. Humphrey is chairman.

The petition of Watson Dunham, late of the city of Albany, cabinet-maker, praying an additional allowance for labor done in the Assembly chamber, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Jefferson, praying for the incorporation of a bank, to be located at Sackett's Harbor, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants residing near the shore of the River St. Lawrence in the county of Jefferson, praying for the passage of an act to lay out and open a road along said river, at the expense of the lands through which the same may pass, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Four several remonstrances of sundry inhabitants of the town of Manlius in the county of Onondaga, against the division of said town, were read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the village of Ithaca, praying for an amendment of the act incorporating said village, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the town of Collins in the county of Erie, praying for the passage of an act authorising certain individuals therein named, to correct the survey of a certain road in said town, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of Robert L. Livingston and others, praying for the incorporation of a company to construct a turnpike road, with the privilege of placing rails thereon, from the basin of the Esopus Creek Boom Company, to the tide waters in the town of Kingston, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The remonstrance of sundry inhabitants of school district number eleven in the town of Farmington in the county of Ontario, against amending the act authorising a tax to be levied upon the inhabitants

of said district, was read, and referred to the committee on the judiciary.

Two several remonstrances of sundry inhabitants of the town of Farmington in the county of Ontario, against any division of said county, were read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Montgomery, praying for the incorporation of a bank, to be located at Canajoharie in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which were severally referred so much of the Governor's message as relates to banks, and the banking system of this State; the resolution of the Assembly of the tenth of January, brought in by Mr. Myers, directing the said committee to inquire into the expediency of embracing in the bank bills which may be reported to the House, the principle of certain sections which accompanied said resolutions; and also the bill from the Assembly, brought in by Mr. Robertson, on the twenty-third day of January, entitled "An act in addition to an act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes, passed April 2, 1829," reported:

*[See Document No. 136.]*

*Ordered,* That the said report, bill and resolution, be committed to a committee of the whole house.

*Ordered,* That four times the usual number of copies of the said report be printed for the use of the Legislature.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Oneida, praying for the incorporation of a bank, to be located in the city of Utica in said county, by the name and style of the Oneida County Bank, reported a bill, entitled "An act to incorporate the president, directors and company of the Oneida county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered,* That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petitions of sundry inhabitants of the counties of Oneida and Madison, praying for the incorporation of a bank, to be located in the village of Waterville in the county of Oneida, reported the following resolution:

*Resolved,* That the prayer of the petitioners for a bank, to be located in the village of Waterville in the county of Oneida, with

a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city of New-York, praying for the incorporation of a bank, to be located in said city, by the name and style of the Builders' Bank, reported the following resolution:

*Resolved*, That the committee on the incorporation and alteration of the charters of banking and insurance companies, be discharged from the further consideration of the petition for the incorporation of a bank, to be called the Builders' Bank, to be located in the city of New-York; and that the petitioners have leave to withdraw the same.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city of New-York, praying for the incorporation of the Eighth Ward Bank, reported the following resolution:

*Resolved*, That the committee on the incorporation and alteration of the charters of banking and insurance companies, be discharged from the further consideration of the petition for the incorporation of a bank, to be called the Eighth Ward Bank, to be located in the city of New-York; and that the petitioners have leave to withdraw the same.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of Otsego and Chenango, praying for the incorporation of a company to construct a turnpike road from Butternuts in the county of Otsego, to the village of Oxford in the county of Chenango, reported a bill, entitled "An act to incorporate the Butternuts and Oxford turnpike company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of the president and directors of the Buffalo and Black-Rock Rail-Road Company, together with the report of the Surveyor-General and the Canal Commissioners thereon, reported; and asked leave to introduce a bill.

[See Document No. 134.]

*Ordered*, That leave be given to bring in such bill.

Mr. Beardslee, according to leave, brought in the said bill, entitled "An act to authorise the Buffalo and Black-Rock rail-road

company to construct their road over and upon certain lands belonging to this State;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Beardslee, from the committee on rail-roads, to which were referred the several petitions for a rail-road from Black-Rock to Niagara falls, and from Buffalo to Niagara falls, reported; and asked leave to introduce a bill.

[See Document No. 132.]

*Ordered*, That leave be given to bring in such bill.

Mr. Beardslee, according to leave, brought in the said bill, entitled "An act to incorporate the Buffalo and Niagara falls rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. M'Keon, from the committee on colleges, academies and common schools, to which was referred the petitions of sundry inhabitants of the town of Guilford in the county of Chenango, relative to a gospel and school lot in said town, reported a bill, entitled "An act relative to the south half of the gospel and school lot in the town of Guilford in the county of Chenango;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Marvin gave notice that he would, on some future day, ask leave to introduce a bill to amend article first, title second of chapter thirteenth of part first of the Revised Statutes, in relation to the assessment of the property of rail-road companies.

In pursuance of previous notice, Mr. Wright asked for and obtained leave to bring in a bill, entitled "An act to amend title fifth of part first, chapter tenth of the Revised Statutes, regulating the rendezvous of the militia;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the militia and public defence.

Pursuant to title third of the fifth chapter of the first part of the Revised Statutes of this State, and of the concurrent resolution of Wednesday last, the House proceeded to nominate a Treasurer of this State; when each member openly nominated as follows:

FOR ABRAHAM KEYSER.

Mr. Anderson	Mr. Grinnell	Mr. J. H. Parker
Mr. Angel	Mr. Groom	Mr. Phelps
Mr. Anthony	Mr. Grover	Mr. Ringgold
Mr. Archibald	Mr. Haight	Mr. O. Robinson
Mr. Arnold	Mr. Hall	Mr. J. P. Robinson
Mr. Bartle	Mr. Hasbrouck	Mr. Ruggles
Mr. Beardslee	Mr. Healy	Mr. Schermerhorn

Mr. Bockoven	Mr. Hough	Mr. Shays
Mr. Bogardus	Mr. Hunt	Mr. Smith
Mr. Bostwick	Mr. Ingalls	Mr. Spafard
Mr. Brasher	Mr. Jackson	Mr. Speaker
Mr. Bull	Mr. Jones	Mr. Staats
Mr. Butrick	Mr. Kernan	Mr. Stafford
Mr. Campbell	Mr. Kingman	Mr. Stevenson
Mr. Cargill	Mr. Le Fever	Mr. Stone
Mr. Case	Mr. Livingston	Mr. Strong
Mr. Cash	Mr. Lockwood	Mr. Sumner
Mr. Chamberlin	Mr. Mabbett	Mr. Terry
Mr. Church	Mr. Marvin	Mr. Thomson
Mr. Clary	Mr. M'Keon	Mr. Todd
Mr. Coe	Mr. M'Knight	Mr. Wait
Mr. Conklin	Mr. Mersereau	Mr. Ward
Mr. Crosby	Mr. Mitchell	Mr. West
Mr. Culver	Mr. Morrell	Mr. Wheaton
Mr. Cuykendall	Mr. Morris	Mr. Wheeler
Mr. Dana	Mr. Myers	Mr. Whipple
Mr. Drake	Mr. Myrick	Mr. Willes
Mr. Dusenbury	Mr. Nichols	Mr. Williams
Mr. Dyer	Mr. Orr	Mr. Wood
Mr. Ellithorp	Mr. Osborne	Mr. Wright
Mr. Enos	Mr. Palmer	Mr. Yates
Mr. Germond	Mr. A. J. Parker	Mr. Younglove
Mr. Gordon	Mr. I. S. Parker	Mr. Young

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## FOR WILLIAM MAYELL.

Mr. Emmons	Mr. Lewis	Mr. Robertson
Mr. Fleming	Mr. Patterson	

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## FOR CHARLES HUMPHREY.

Mr. Harris

1

## FOR GIDEON HAWLEY.

Mr. Parkhurst

1

Thereupon,

On motion of Mr. Angel,

*Resolved*, That Abraham Keyser be, and he is hereby nominated on the part of this House, for the office of Treasurer of this State.

A copy of a resolution of the Senate was received and read, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That the Senate will immediately meet the Assembly in the Assembly chamber, to compare their nominations of a Treasurer of this State.

Thereupon,

*Resolved*, That the Assembly will immediately meet the Senate in the Assembly chamber, to compare their said nominations.

*Ordered*, That the Clerk deliver a copy of the preceding resolution of concurrence to the Senate.

The Senate accordingly attended in the Assembly chamber; and having withdrawn, Mr. Speaker informed the House, that on comparing the nominations of the Senate and Assembly, they were found to agree in the name of Abraham Keyser for the office of Treasurer.

The Senate sent for concurrence, a bill entitled "An act concerning the proof of wills."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary, to consider and report thereon.

A communication from the Attorney-General, was received and read, in the words following, to wit:

STATE OF NEW-YORK, }  
*Attorney-General's Office.* }

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

In obedience to a resolution of the Assembly, I submit herewith an opinion concerning the taxation of debts owing to the School fund of the State of Connecticut.

I am, with great respect,

Your obedient servant,

GREENE C. BRONSON.

*Albany, February 7, 1834.*

[See Document No. 137.]

*Ordered,* That the said communication be referred to the committee on the judiciary.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to change the location of the northern termination of the Chenango canal;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read.

Mr. Speaker put the question whether the House would agree with the committee of the whole in their said report, and it was determined in the affirmative.

{ AYES 51 }  
 { NAYS 28 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anthony  
 Mr. Arnold

Mr. Enos  
 Mr. Germond

Mr. Palmer  
 Mr. A. J. Parker

Mr. Beardslee	Mr. Groom	Mr. I. S. Parker
Mr. Bockoven	Mr. Guinnip	Mr. J. H. Parker
Mr. Bogardus	Mr. Harris	Mr. O. Robinson
Mr. Bull	Mr. Hough	Mr. J. P. Robinson
Mr. Campbell	Mr. Humphrey	Mr. Ruggles
Mr. Case	Mr. Hunt	Mr. Shays
Mr. Cash	Mr. Jones	Mr. Speaker
Mr. Chamberlin	Mr. Kingman	Mr. Staats
Mr. Church	Mr. Lockwood	Mr. Stafford
Mr. Conklin	Mr. Mabbett	Mr. Stone
Mr. Crosby	Mr. Marvin	Mr. Strong
Mr. Dana	Mr. M'Knight	Mr. Thomson
Mr. Dusenbury	Mr. Mercereau	Mr. Wait
Mr. Dyer	Mr. Mitchell	Mr. West
Mr. Ellithorp	Mr. Morrell	Mr. Yates

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Those who voted in the negative are

Mr. Anderson	Mr. Le Fever	Mr. Robertson
Mr. Butrick	Mr. Lewis	Mr. Snyder
Mr. Coe	Mr. Livingston	Mr. Spafard
Mr. Cuykendall	Mr. Myers	Mr. Stevenson
Mr. Gordon	Mr. Nichols	Mr. Sumner
Mr. Grover	Mr. Orr	Mr. Terry
Mr. Hall	Mr. Osborne	Mr. Williams
Mr. Healy	Mr. Parkhurst	Mr. Younglove
Mr. Ingalls	Mr. Patterson	Mr. Young
Mr. Kernan		

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*Ordered*, That the bill be engrossed.

And then the House adjourned until eleven o'clock to-morrow morning.

## SATURDAY, FEBRUARY 8, 1834.

The House met pursuant to adjournment.

Two several petitions of sundry inhabitants of the county of Genesee, praying for the incorporation of the Genesee Mutual Fire Insurance Company, to be located in the village of Le Roy, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the county of Genesee, praying for the incorporation of a company, with a capital of eight hundred thousand dollars, for the purpose of constructing a rail-road from the city of Buffalo to Geneva in the county of Ontario, were read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Clinton, praying for the incorporation of the Clinton County Bank, to be located at the village of Plattsburgh in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry inhabitants of the town of Virgil in the county of Cortland, against the division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Allegany, praying for the incorporation of a bank, to be located at Angelica in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of David Merry of the county of Oneida, praying compensation for services alleged to have been rendered during the revolutionary war, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Greene, praying for the passage of an act regulating the measurement and inspection of bark and wood, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the county of Ontario, praying for the repeal of the law abolishing imprisonment for debt, was read, and referred to the committee on the judiciary.

Forty several petitions of sundry inhabitants of the counties of Steuben, Wayne, Yates, Livingston and Ontario, praying for the construction of a canal from the Canandaigua lake to the Erie canal, were read, and referred to the committee on canals and internal improvements.

The remonstrance of sundry inhabitants of the county of Erie, against an alteration in the survey of a road from Fredonia in the county of Chautauque, to Perry in the county of Genesee, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the town of Virgil in the county of Cortland, praying for a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

Two several petitions of sundry inhabitants of the towns of Warsaw, Middlebury and Bethany in the county of Genesee, and of the Medical Society of the county of Washington, praying for the repeal of the last clause of the act entitled "An act relative to the practice of physic and surgery," passed April 7th, 1830, were read, and committed to the committee of the whole when on the bill upon that subject.

The petition of sundry inhabitants of the towns of Amherst, Lancaster and Alden in the county of Erie, and Darien in the county of Genesee, praying for the incorporation of a company to construct a rail-road from Attica in the county of Genesee, to Buf-



into the county of Erie, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the county of Monroe, praying for the incorporation of a bank, to be located at Brockport in said county, with a capital of two hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Laurence Barclay, a contractor on the Cayuga and Seneca canal, praying pecuniary relief, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Chenango, praying for the incorporation of the Wool-growers' Bank, to be located at Norwich in said county, with a capital of two hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Montgomery, praying for the incorporation of a bank, to be located at Canajoharie in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry inhabitants of the town of Elbridge in the county of Onondaga, against the laying out of a road from Skaneateles to the Nine-mile creek in the town of Camillus, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The memorial of sundry inhabitants of the county of Washington, remonstrating against the practice of hawking and peddling, and praying for the passage of an act to restrain the same, was read, and referred to the committee on trade and manufactures.

The remonstrance of sundry inhabitants of the town of Marbletown in the county of Ulster, against the levying of a tax upon the inhabitants of said town, for the purpose of building a bridge across the Esopus creek running through the same, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Mr. M'Keon, from the committee on colleges, academies and common schools, to which was referred the petition of sundry inhabitants of the county of Cortland, praying for the incorporation of the Preble High School, reported a bill, entitled "An act to incorporate the trustees of the Preble high school;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the village of Le Roy in the county of Genesee, praying for the incorporation of said village, reported a bill, entitled "An act to incorporate the village of Le Roy in the county of Genesee;" which was read the first time, and by unanimous consent was also

read a second time, and committed to a committee of the whole house.

A communication from the clerk of the Supreme Court clerk's office at Geneva, was received and read.

[See Document No. 143.]

*Ordered*, That the said report be referred to the select committee on that subject, of which Mr. Phelps is chairman.

A communication from the Attorney-General, was received and read, in the words following, to wit:

STATE OF NEW-YORK, }  
Attorney-General's Office. }

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

I submit herewith a report on the petition of Ephraim Bogardus, referred to me by the Assembly.

Very respectfully,

Your obedient servant,

GREENE C. BRONSON.

*Albany, February 8, 1834.*

[See Document No. 156.]

*Ordered*, That the said report be laid upon the table.

A communication from the Attorney-General, was received and read, in the words following, to wit:

STATE OF NEW-YORK, }  
Attorney-General's Office. }

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

I submit herewith a report concerning the suit brought by Alvan Beebe, against the Speaker of the last House of Assembly.

Very respectfully,

Your obedient servant,

GREENE C. BRONSON.

*Albany, February 8, 1834.*

[See Document No. 135.]

*Ordered*, That the said report be laid upon the table.

A communication from the secretary of the Brooklyn Fire Insurance Company, was received and read.

[See Document No. 207.]

*Ordered*, That the said communication be laid upon the table.

A communication from the secretary of the Manhattan Fire Insurance Company, was received and read.

[See Document No. 207.]

*Ordered*, That the said communication be laid upon the table.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to change the location of the northern termination of the Chetango canal," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

Debates were had thereon; and while the same was under discussion, Mr. Ruggles moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

{ AYES 60 }  
{ NAYS 45 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Anderson	Mr. Crosby	Mr. Livingston
Mr. Angel	Mr. Dana	Mr. Lockwood
Mr. Anthony	Mr. Dyer	Mr. Mabbett
Mr. Arnold	Mr. Ellithorp	Mr. M'Knight
Mr. Barnes	Mr. Enos	Mr. Morris
Mr. Bartle	Mr. Fleming	Mr. Nichols
Mr. Bockoven	Mr. Germond	Mr. Palmer
Mr. Bogardus	Mr. Gordon	Mr. J. H. Parker
Mr. Bostwick	Mr. Grinnell	Mr. O. Robinson
Mr. Bull	Mr. Groom	Mr. J. P. Robinson
Mr. Butrick	Mr. Guinnip	Mr. Ruggles
Mr. Campbell	Mr. Haight	Mr. Snyder
Mr. Cargill	Mr. Harris	Mr. Staats
Mr. Case	Mr. Hasbreuck	Mr. Stafford
Mr. Cash	Mr. Healy	Mr. Stone
Mr. Chamberlin	Mr. Hunt	Mr. Wait
Mr. Church	Mr. Jackson	Mr. West
Mr. Clark	Mr. Johnson	Mr. Winfield
Mr. Coe	Mr. Kernan	Mr. Wood
Mr. Conklin	Mr. Kingman	Mr. Young

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Those who voted in the negative are

Mr. Beardslee	Mr. Mersereau	Mr. Spafard
Mr. Clary	Mr. Mitchell	Mr. Speaker
Mr. Cuykendall	Mr. Morrell	Mr. Stevenson
Mr. Drake	Mr. Myers	Mr. Strong
Mr. Dusenbury	Mr. Myrick	Mr. Sumner
Mr. Emmons	Mr. Orr	Mr. Terry
Mr. Grover	Mr. Osborne	Mr. Thomson

Mr. Hall	Mr. A. J. Parker	Mr. Todd
Mr. Herttell	Mr. I. S. Parker	Mr. Ward
Mr. Humphrey	Mr. Parkhurst	Mr. Wheaton
Mr. Ingalls	Mr. Patterson	Mr. Whipple
Mr. Jones	Mr. Phelps	Mr. Willes
Mr. Le Fever	Mr. Robertson	Mr. Williams
Mr. Lewis	Mr. Shays	Mr. Yates
Mr. M'Keon	Mr. Smith	Mr. Younglove

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Thereupon,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative.

{ AYES 56 }  
{ NAYS 50 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anthony	Mr. Enos	Mr. I. S. Parker
Mr. Arnold	Mr. Germond	Mr. J. H. Parker
Mr. Bartle	Mr. Groom	Mr. Ringgold
Mr. Beardslee	Mr. Guinnip	Mr. O. Robinson
Mr. Bockoven	Mr. Haight	Mr. J. P. Robinson
Mr. Bogardus	Mr. Harris	Mr. Ruggles
Mr. Bostwick	Mr. Humphrey	Mr. Shays
Mr. Bull	Mr. Hunt	Mr. Speaker
Mr. Campbell	Mr. Jones	Mr. Staats
Mr. Case	Mr. Kingman	Mr. Stafford
Mr. Cash	Mr. Lockwood	Mr. Stone
Mr. Chamberlin	Mr. Mabbett	Mr. Strong
Mr. Church	Mr. M'Keon	Mr. Thomson
Mr. Clark	Mr. M'Knight	Mr. Todd
Mr. Conklin	Mr. Mitchell	Mr. Wait
Mr. Crosby	Mr. Morrell	Mr. West
Mr. Dana	Mr. Morris	Mr. Wheaton
Mr. Dyer	Mr. Palmer	Mr. Winfield
Mr. Ellithorp	Mr. A. J. Parker	

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Those who voted in the negative are,

Mr. Anderson	Mr. Healy	Mr. Phelps
Mr. Angel	Mr. Herttell	Mr. Robertson
Mr. Barnes	Mr. Ingalls	Mr. Smith
Mr. Butrick	Mr. Jackson	Mr. Snyder
Mr. Cargill	Mr. Johnson	Mr. Spafard
Mr. Clary	Mr. Kernan	Mr. Stevenson
Mr. Coe	Mr. Le Fever	Mr. Sumner
Mr. Cuykendall	Mr. Lewis	Mr. Terry

Mr. Drake	Mr. Livingston	Mr. Ward
Mr. Dusenbury	Mr. Mersereau	Mr. Whipple
Mr. Emmons	Mr. Myers	Mr. Willes
Mr. Fleming	Mr. Myrick	Mr. Williams
Mr. Gordon	Mr. Nichols	Mr. Wood
Mr. Grinnell	Mr. Orr	Mr. Yates
Mr. Grover	Mr. Osborne	Mr. Younglove
Mr. Hall	Mr. Parkhurst	Mr. Young
Mr. Hasbrouck	Mr. Patterson	

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

And then the House adjourned until eleven o'clock on Monday morning next.

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## MONDAY, FEBRUARY 10, 1834.

The House met pursuant to adjournment.

Four several petitions of sundry inhabitants of the counties of Lewis, Jefferson, Oneida and St. Lawrence, praying for the construction of a canal from the Black river to the Erie canal, were read, and referred to the committee on canals and internal improvements.

The petition of John Wilson of the county of Greene, a soldier of the revolution, praying for military bounty lands, was read, and referred to the committee on claims.

Three several petitions of sundry inhabitants of the county of Cattaraugus, praying for the incorporation of a bank, to be located at Forestville in the county of Chautauque, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry dealers of the city of New-York, interested in the buying and selling of grain in the city of New-York, praying that the law creating a measurer general of grain may be repealed, was read, and referred to the committee on trade and manufactures.

Nine several remonstrances of sundry inhabitants of the counties of Madison and Onondaga, against the repeal of the act which allows botanic practice, were read, and committed to the committee of the whole when on the bill to which they relate.

The petition of sundry inhabitants of the counties of Onondaga, Madison and Oneida, praying for the passage of an act incorporating a company to construct a McAdam road from the city of Utica to the village of Syracuse, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Tioga, praying for the extension of the Chenango canal from Binghamton to Owego, a distance of twenty-two miles, was read, and referred to the committee on canals and internal improvements.

Three several petitions of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Dunkirk in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Herman Jenkins of the county of Onondaga, praying that the surplus money received by the State on a sale of land for taxes, may be refunded to him, was read, and referred to the Comptroller.

Two several petitions of sundry inhabitants of the counties of Genesee and Allegany, praying for the incorporation of a bank, to be located at Perry, Genesee county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Delaware, praying the aid of the State in the construction of the New-York and Erie railroad, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the counties of Monroe and Ontario, praying for the passage of an act authorising the construction of a rail-road from the city of Buffalo to the village of Geneva in the county of Ontario, were read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Oneida, praying for a repeal of the law which exempts the property of clergymen, and church property from taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the counties of Otsego and Montgomery, praying for the incorporation of a company to construct a rail-road from Cooperstown in the county of Otsego, to Fort-Plain in the county of Montgomery, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the counties of Erie, Niagara, Orleans and Monroe, praying for the incorporation of a company to construct a rail-road from Rochester to the city of Buffalo, were read, and referred to the committee on rail-roads.

Six several petitions of sundry inhabitants of the county of Niagara, praying for the incorporation of the Canal Bank, to be located in the village of Lockport, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Herkimer, praying that so much of the Revised Statutes as relates to the preservation of game in the counties of Suffolk, Kings, Queens and New-York, may be extended to the county of Herkimer, was read, and committed to the committee of the whole when on the bill extending the law to the county of Rensselaer.

The petition of James Averill, praying compensation for damages alleged to have been sustained in consequence of a breach of the Minden dam, and other works of the State, was read, and referred to the committee on claims.

The remonstrance of sundry inhabitants of the county of Ontario, against the construction of a canal from Canandaigua lake to the Erie canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Tioga, praying for the incorporation of a bank, to be located at Owego in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Delaware, praying for the incorporation of a bank, to be located at Delhi in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of William Long, setting forth that he some time since became the purchaser of lot number thirty-five in the Sacandaga patent, and paid the purchase money to the Surveyor-General; that he has been kept out of possession of said lot by the occupant for some months, and praying remuneration for the damages he has consequently sustained, was read, and referred to the committee on claims.

Three several petitions of sundry inhabitants of the counties of Putnam and Tompkins, praying for a repeal of the act abolishing imprisonment for debt, together with a remonstrance of sundry inhabitants of the county of Onondaga against the same, were read, and referred to the committee on the judiciary.

The petition of Justus Gay, praying remuneration and relief for and on account of lot number sixty-three in the town of Pompey in the county of Onondaga, was read, and referred to the committee on claims.

Two several remonstrances of the president, directors and company of the Hempstead Turnpike Company, and of the Jericho Turnpike Company, against authorising the construction of a railroad through and upon Long Island, were read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the town of Rochester in the county of Ulster, praying for the incorporation of a bank, to be located at the village of Ellenville in said county, with a capital of one hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry inhabitants of the town of Wawarsing in the county of Ulster, against granting the prayer of the petition of the First Great Southwestern Turnpike Company, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the counties of Livingston, Steuben and Allegany, praying for the incorporation of a bank, to be located at Dansville in the county of Livingston, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry attorneys and counsellors at law, residing in Buffalo, against removing the Supreme Court clerk's office from Geneva to Rochester, was read, and referred to the select committee upon that subject, of which Mr. Phelps is chairman.

The remonstrance of sundry inhabitants of the town of Vernon in the county of Oneida, against dividing said town, and against annexing any part of said county to the county of Madison, was read, and referred to the committee on the erection and division of towns and counties.

The memorial of sundry mechanics of the county of Tompkins, praying relief from the present system of State Prison labor, which they deem injurious to their interests, was read, and referred to the select committee upon that subject, of which Mr. Humphrey is chairman.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of the Genesee Mutual Fire Insurance Company, to be located at Le Roy in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

An affidavit of William Packard, relative to the petition and claim of Jacob Van Dorn, was read, and referred to the Canal Commissioners.

Sundry affidavits relative to the petition and claim of William Ostrander, were read, and committed to the committee of the whole when on the bill upon that subject.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city of Buffalo, praying for the incorporation of a bank, to be located in said city, by the name and style of the Commercial Bank, reported a bill, entitled "An act to incorporate the president, directors and company of the Commercial Bank of Buffalo;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Jefferson, praying for the incorporation of a bank, to be located at Sacket's-Harbor in said county, reported a bill, entitled "An act to incorporate the president, directors and company of the Sacket's-Harbor bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which



was referred the petition of the president, directors and company of the Jefferson County Bank, praying for an increase of the capital of said bank, reported the following resolution:

*Resolved*, That the prayer of the petition of the president, directors and company of the Jefferson County Bank, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Broome, praying for the incorporation of a turnpike road company, reported a bill, entitled "An act to incorporate the Binghamton and Harpersville turnpike road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of George Kinsella, for a re-appraisal of his damages, occasioned by the construction of the Erie canal, reported; and asked leave to introduce a bill.

[See Document No. 144.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of George Kinsella;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of sundry inhabitants of the counties of Erie and Genesee, praying for the incorporation of a company to construct a rail-road from Attica in the county of Genesee, to Buffalo, reported a bill, entitled "An act to incorporate the Attica and Buffalo rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of sundry inhabitants of the county of Saratoga, residing on escheated lands, praying legislative relief, with the report of the Attorney-General thereon, reported a bill, entitled "An act making further provision in relation to escheated lands;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. A. J. Parker, from the select committee to which was refer-

red the petition of Simeon Crane, Ornan Crane and Joel Crane, praying for a loan from the State, of two thousand dollars, on mortgage security, to enable them to prosecute more successfully the discovery and manufacture of salt, reported; and asked leave to introduce a bill.

[*See Document No. 146.*]

*Ordered*, That leave be given to bring in such bill.

Mr. A. J. Parker, according to leave, brought in the said bill, entitled "An act authorising a loan of two thousand dollars to Simeon Crane and others;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Lockwood, from the select committee to which was referred the petition of the trustees of the Presbyterian Church and Congregation in the town of Poundridge, county of Westchester, reported; and asked leave to introduce a bill.

[*See Document No. 147.*]

*Ordered*, That leave be given to bring in such bill.

Mr. Lockwood, according to leave, brought in the said bill, entitled "An act authorising the sale of the parsonage house and farm of land belonging to the Presbyterian church in the town of Poundridge in the county of Westchester;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Anderson, from the select committee to which was referred the petition of Herman Le Roy, of the town of Pelham in the county of Westchester and State of New-York, reported; and asked leave to introduce a bill.

[*See Document No. 157.*]

*Ordered*, That leave be given to bring in such bill.

Mr. Anderson, according to leave, brought in the said bill, entitled "An act to authorise Herman Le Roy junior, to erect a dam across a creek in the township of Pelham and county of Westchester;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A communication from the Secretary of State, was received and read, in the words following, to wit:

STATE OF NEW-YORK, }  
 SECRETARY'S OFFICE. }

*Albany, February 10, 1834.*

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

I have the honor to transmit the annual report required of the Secretary of State, with an abstract of the reports of the superintendents of the poor in the several counties of the State.

I am, very respectfully,

Your obedient servant,

JOHN A. DIX.

[See Document No. 173.]

*Ordered*, That the said communication be referred to a select committee, consisting of Mr. McKeon, Mr. Snyder and Mr. Clary.

*Ordered*, That the committee on canals and internal improvements be discharged from the further consideration of the petition of Lawrence Barclay, praying relief in relation to certain contracts on the Cayuga and Seneca canal; and that the same be referred to the Canal Board.

*Ordered*, That the committee on canals and internal improvements be discharged from the further consideration of the petition of William Gibbs and Daniel Earll junior, praying indemnity in relation to certain waters taken from their mill, to supply the Jordan level of the Erie canal; and that the same be referred to the Canal Commissioners.

Mr. Bagley gave notice that he would, on some future day, ask leave to bring in a bill, to alter the time of holding the February term of the court of common pleas and general sessions in the county of Greene.

Mr. Brasher gave notice that he would, at some future day, ask leave to introduce a bill extending the time for the collection of taxes in the town of Brooklyn in the county of Kings.

Mr. Beardslee gave notice that he would, on some future day, ask leave to bring in a bill, to confirm the election of town officers at a town meeting held on the fourth of this present month, in the town of Warren in the county of Herkimer.

On motion of Mr. Ingalls,

*Resolved*, That in lieu of the list of post-offices and postmasters ordered to be contained in the Red Book, that the publisher be directed to insert an abstract of the funds of the State from the Comptroller's report.

Mr. Emmons gave notice that he would, on some future day, ask leave to bring in a bill to amend title first of chapter first of part fourth of the Revised Statutes, in relation to crimes punishable by death.

*Ordered*, That Mr. Temple, Mr. Wright and Mr. Hough, have leave of absence for six days each; Mr. Archibald, Mr. Sears and Mr. Hunt, for ten days each, and Mr. I. S. Parker for eight days.

The House then again resolved itself into a committee of the

read a second time, and committed to a committee of the whole house.

A communication from the clerk of the Supreme Court clerk's office at Geneva, was received and read.

[See Document No. 143.]

*Ordered*, That the said report be referred to the select committee on that subject, of which Mr. Phelps is chairman.

A communication from the Attorney-General, was received and read, in the words following, to wit:

STATE OF NEW-YORK, }  
Attorney-General's Office. }

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

I submit herewith a report on the petition of Ephraim Bogardus, referred to me by the Assembly.

Very respectfully,

Your obedient servant,

GREENE C. BRONSON.

*Albany, February 8, 1834.*

[See Document No. 156.]

*Ordered*, That the said report be laid upon the table.

A communication from the Attorney-General, was received and read, in the words following, to wit:

STATE OF NEW-YORK, }  
Attorney-General's Office. }

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

I submit herewith a report concerning the suit brought by Alvah Beebe, against the Speaker of the last House of Assembly.

Very respectfully,

Your obedient servant,

GREENE C. BRONSON.

*Albany, February 8, 1834.*

[See Document No. 135.]

*Ordered*, That the said report be laid upon the table.

A communication from the secretary of the Brooklyn Fire Insurance Company, was received and read.

[See Document No. 207.]

*Ordered*, That the said communication be laid upon the table.

A communication from the secretary of the Manhattan Fire Insurance Company, was received and read.

[See Document No. 207.]

*Ordered*, That the said communication be laid upon the table.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to change the location of the northern termination of the Chango canal," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

Debates were had thereon; and while the same was under discussion, Mr. Ruggles moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

{ AYES 60 }  
{ NAYS 45 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Anderson	Mr. Crosby	Mr. Livingston
Mr. Angel	Mr. Dana	Mr. Lockwood
Mr. Anthony	Mr. Dyer	Mr. Mabbett
Mr. Arnold	Mr. Ellithorp	Mr. M'Knight
Mr. Barnes	Mr. Enos	Mr. Morris
Mr. Bartle	Mr. Fleming	Mr. Nichols
Mr. Bockoven	Mr. Germond	Mr. Palmer
Mr. Bogardus	Mr. Gordon	Mr. J. H. Parker
Mr. Bostwick	Mr. Grinnell	Mr. O. Robinson
Mr. Bull	Mr. Groom	Mr. J. P. Robinson
Mr. Butrick	Mr. Guinnip	Mr. Ruggles
Mr. Campbell	Mr. Haight	Mr. Snyder
Mr. Cargill	Mr. Harris	Mr. Staats
Mr. Case	Mr. Hasbreuck	Mr. Stafford
Mr. Cash	Mr. Healy	Mr. Stone
Mr. Chamberlin	Mr. Hunt	Mr. Wait
Mr. Church	Mr. Jackson	Mr. West
Mr. Clark	Mr. Johnson	Mr. Winfield
Mr. Coe	Mr. Kernan	Mr. Wood
Mr. Conklin	Mr. Kingman	Mr. Young

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Those who voted in the negative are

Mr. Beardslee	Mr. Mersereau	Mr. Spafard
Mr. Clary	Mr. Mitchell	Mr. Speaker
Mr. Cuykendall	Mr. Morrell	Mr. Stevenson
Mr. Drake	Mr. Myers	Mr. Strong
Mr. Dusenbury	Mr. Myrick	Mr. Sumner
Mr. Emmons	Mr. Orr	Mr. Terry
Mr. Grover	Mr. Osborne	Mr. Thomson

Mr. Hall	Mr. A. J. Parker	Mr. Todd
Mr. Herttell	Mr. I. S. Parker	Mr. Ward
Mr. Humphrey	Mr. Parkhurst	Mr. Wheaton
Mr. Ingalls	Mr. Patterson	Mr. Whipple
Mr. Jones	Mr. Phelps	Mr. Willes
Mr. Le Fever	Mr. Robertson	Mr. Williams
Mr. Lewis	Mr. Shays	Mr. Yates
Mr. M'Keon	Mr. Smith	Mr. Younglove

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Thereupon,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative.

{ AYES 58 }  
{ NAYS 50 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anthony	Mr. Enos	Mr. I. S. Parker
Mr. Arnold	Mr. Germond	Mr. J. H. Parker
Mr. Bartle	Mr. Groom	Mr. Ringgold
Mr. Beardslee	Mr. Guinnip	Mr. O. Robinson
Mr. Bockoven	Mr. Haight	Mr. J. P. Robinson
Mr. Bogardus	Mr. Harris	Mr. Ruggles
Mr. Bostwick	Mr. Humphrey	Mr. Shays
Mr. Bull	Mr. Hunt	Mr. Speaker
Mr. Campbell	Mr. Jones	Mr. Staats
Mr. Case	Mr. Kingman	Mr. Stafford
Mr. Cash	Mr. Lockwood	Mr. Stone
Mr. Chamberlin	Mr. Mabbett	Mr. Strong
Mr. Church	Mr. M'Keon	Mr. Thomson
Mr. Clark	Mr. M'Knight	Mr. Todd
Mr. Conklin	Mr. Mitchell	Mr. Wait
Mr. Crosby	Mr. Morrell	Mr. West
Mr. Dana	Mr. Morris	Mr. Wheaton
Mr. Dyer	Mr. Palmer	Mr. Winfield
Mr. Ellithorp	Mr. A. J. Parker	

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Those who voted in the negative are,

Mr. Anderson	Mr. Healy	Mr. Phelps
Mr. Angel	Mr. Herttell	Mr. Robertson
Mr. Barnes	Mr. Ingalls	Mr. Smith
Mr. Butrick	Mr. Jackson	Mr. Snyder
Mr. Cargill	Mr. Johnson	Mr. Spafard
Mr. Clary	Mr. Kernan	Mr. Stevenson
Mr. Coe	Mr. Le Fever	Mr. Sumner
Mr. Cuykendall	Mr. Lewis	Mr. Terry

Mr. Drake	Mr. Livingston	Mr. Ward
Mr. Dusenbury	Mr. Mersereau	Mr. Whipple
Mr. Emmons	Mr. Myers	Mr. Willes
Mr. Fleming	Mr. Myrick	Mr. Williams
Mr. Gordon	Mr. Nichols	Mr. Wood
Mr. Grinnell	Mr. Orr	Mr. Yates
Mr. Grover	Mr. Osborne	Mr. Younglove
Mr. Hall	Mr. Parkhurst	Mr. Young
Mr. Hasbrouck	Mr. Patterson	

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

And then the House adjourned until eleven o'clock on Monday morning next.

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## MONDAY, FEBRUARY 10, 1834.

The House met pursuant to adjournment.

Four several petitions of sundry inhabitants of the counties of Lewis, Jefferson, Oneida and St. Lawrence, praying for the construction of a canal from the Black river to the Erie canal, were read, and referred to the committee on canals and internal improvements.

The petition of John Wilson of the county of Greene, a soldier of the revolution, praying for military bounty lands, was read, and referred to the committee on claims.

Three several petitions of sundry inhabitants of the county of Cattaraugus, praying for the incorporation of a bank, to be located at Forestville in the county of Chautauque, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry dealers of the city of New-York, interested in the buying and selling of grain in the city of New-York, praying that the law creating a measurer general of grain may be repealed, was read, and referred to the committee on trade and manufactures.

Nine several remonstrances of sundry inhabitants of the counties of Madison and Onondaga, against the repeal of the act which allows botanic practice, were read, and committed to the committee of the whole when on the bill to which they relate.

The petition of sundry inhabitants of the counties of Onondaga, Madison and Oneida, praying for the passage of an act incorporating a company to construct a McAdam road from the city of Utica to the village of Syracuse, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Tioga, praying for the extension of the Chenango canal from Binghamton to Owego, a distance of twenty-two miles, was read, and referred to the committee on canals and internal improvements.

Three several petitions of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Dunkirk in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Herman Jenkins of the county of Onondaga, praying that the surplus money received by the State on a sale of land for taxes, may be refunded to him, was read, and referred to the Comptroller.

Two several petitions of sundry inhabitants of the counties of Genesee and Allegany, praying for the incorporation of a bank, to be located at Perry, Genesee county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Delaware, praying the aid of the State in the construction of the New-York and Erie railroad, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the counties of Monroe and Ontario, praying for the passage of an act authorising the construction of a rail-road from the city of Buffalo to the village of Geneva in the county of Ontario, were read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Oneida, praying for a repeal of the law which exempts the property of clergymen, and church property from taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the counties of Otsego and Montgomery, praying for the incorporation of a company to construct a rail-road from Cooperstown in the county of Otsego, to Fort-Plain in the county of Montgomery, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the counties of Erie, Niagara, Orleans and Monroe, praying for the incorporation of a company to construct a rail-road from Rochester to the city of Buffalo, were read, and referred to the committee on rail-roads.

Six several petitions of sundry inhabitants of the county of Niagara, praying for the incorporation of the Canal Bank, to be located in the village of Lockport, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Herkimer, praying that so much of the Revised Statutes as relates to the preservation of game in the counties of Suffolk, Kings, Queens and New-York, may be extended to the county of Herkimer, was read, and committed to the committee of the whole when on the bill extending the law to the county of Rensselaer.



The petition of James Averill, praying compensation for damages alleged to have been sustained in consequence of a breach of the Minden dam, and other works of the State, was read, and referred to the committee on claims.

The remonstrance of sundry inhabitants of the county of Ontario, against the construction of a canal from Canandaigua lake to the Erie canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Tioga, praying for the incorporation of a bank, to be located at Owego in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Delaware, praying for the incorporation of a bank, to be located at Delhi in said county, with a capital of one hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of William Long, setting forth that he some time since became the purchaser of lot number thirty-five in the Sacandaga patent, and paid the purchase money to the Surveyor-General; that he has been kept out of possession of said lot by the occupant for some months, and praying remuneration for the damages he has consequently sustained, was read, and referred to the committee on claims.

Three several petitions of sundry inhabitants of the counties of Putnam and Tompkins, praying for a repeal of the act abolishing imprisonment for debt, together with a remonstrance of sundry inhabitants of the county of Onondaga against the same, were read, and referred to the committee on the judiciary.

The petition of Justus Gay, praying remuneration and relief for and on account of lot number sixty-three in the town of Pompey in the county of Onondaga, was read, and referred to the committee on claims.

Two several remonstrances of the president, directors and company of the Hempstead Turnpike Company, and of the Jericho Turnpike Company, against authorising the construction of a railroad through and upon Long Island, were read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the town of Rochester in the county of Ulster, praying for the incorporation of a bank, to be located at the village of Ellenville in said county, with a capital of one hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry inhabitants of the town of Wawarsing in the county of Ulster, against granting the prayer of the petition of the First Great Southwestern Turnpike Company, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the counties of Livingston, Steuben and Allegany, praying for the incorporation of a bank, to be located at Dansville in the county of Livingston, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry attorneys and counsellors at law, residing in Buffalo, against removing the Supreme Court clerk's office from Geneva to Rochester, was read, and referred to the select committee upon that subject, of which Mr. Phelps is chairman.

The remonstrance of sundry inhabitants of the town of Vernon in the county of Oneida, against dividing said town, and against annexing any part of said county to the county of Madison, was read, and referred to the committee on the erection and division of towns and counties.

The memorial of sundry mechanics of the county of Tompkins, praying relief from the present system of State Prison labor, which they deem injurious to their interests, was read, and referred to the select committee upon that subject, of which Mr. Humphrey is chairman.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of the Genesee Mutual Fire Insurance Company, to be located at Le Roy in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

An affidavit of William Packard, relative to the petition and claim of Jacob Van Dorn, was read, and referred to the Canal Commissioners.

Sundry affidavits relative to the petition and claim of William Ostrander, were read, and committed to the committee of the whole when on the bill upon that subject.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city of Buffalo, praying for the incorporation of a bank, to be located in said city, by the name and style of the Commercial Bank, reported a bill, entitled "An act to incorporate the president, directors and company of the Commercial Bank of Buffalo;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Jefferson, praying for the incorporation of a bank, to be located at Sacket's-Harbor in said county, reported a bill, entitled "An act to incorporate the president, directors and company of the Sacket's-Harbor bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which

was referred the petition of the president, directors and company of the Jefferson County Bank, praying for an increase of the capital of said bank, reported the following resolution:

*Resolved*, That the prayer of the petition of the president, directors and company of the Jefferson County Bank, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Broome, praying for the incorporation of a turnpike road company, reported a bill, entitled "An act to incorporate the Binghamton and Harpersville turnpike road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of George Kinsella, for a re-appraisal of his damages, occasioned by the construction of the Erie canal, reported; and asked leave to introduce a bill.

[See Document No. 144.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of George Kinsella;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of sundry inhabitants of the counties of Erie and Genesee, praying for the incorporation of a company to construct a rail-road from Attica in the county of Genesee, to Buffalo, reported a bill, entitled "An act to incorporate the Attica and Buffalo rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of sundry inhabitants of the county of Saratoga, residing on escheated lands, praying legislative relief, with the report of the Attorney-General thereon, reported a bill, entitled "An act making further provision in relation to escheated lands;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. A. J. Parker, from the select committee to which was refer-

red the petition of Simeon Crane, Ornan Crane and Joel Crane, praying for a loan from the State, of two thousand dollars, on mortgage security, to enable them to prosecute more successfully the discovery and manufacture of salt, reported; and asked leave to introduce a bill.

[See Document No. 146.]

*Ordered*, That leave be given to bring in such bill.

Mr. A. J. Parker, according to leave, brought in the said bill, entitled "An act authorising a loan of two thousand dollars to Simeon Crane and others;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Lockwood, from the select committee to which was referred the petition of the trustees of the Presbyterian Church and Congregation in the town of Poundridge, county of Westchester, reported; and asked leave to introduce a bill.

[See Document No. 147.]

*Ordered*, That leave be given to bring in such bill.

Mr. Lockwood, according to leave, brought in the said bill, entitled "An act authorising the sale of the parsonage house and farm of land belonging to the Presbyterian church in the town of Poundridge in the county of Westchester;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Anderson, from the select committee to which was referred the petition of Herman Le Roy, of the town of Pelham in the county of Westchester and State of New-York, reported; and asked leave to introduce a bill.

[See Document No. 157.]

*Ordered*, That leave be given to bring in such bill.

Mr. Anderson, according to leave, brought in the said bill, entitled "An act to authorise Herman Le Roy junior, to erect a dam across a creek in the township of Pelham and county of Westchester;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A communication from the Secretary of State, was received and read, in the words following, to wit;

STATE OF NEW-YORK, }  
 SECRETARY'S OFFICE. }

*Albany, February 10, 1834.*

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

I have the honor to transmit the annual report required of the Secretary of State, with an abstract of the reports of the superintendents of the poor in the several counties of the State.

I am, very respectfully,

Your obedient servant,

JOHN A. DIX.

[See Document No. 173.]

*Ordered,* That the said communication be referred to a select committee, consisting of Mr. McKeon, Mr. Snyder and Mr. Clary.

*Ordered,* That the committee on canals and internal improvements be discharged from the further consideration of the petition of Lawrence Barclay, praying relief in relation to certain contracts on the Cayuga and Seneca canal; and that the same be referred to the Canal Board.

*Ordered,* That the committee on canals and internal improvements be discharged from the further consideration of the petition of William Gibbs and Daniel Earll junior, praying indemnity in relation to certain waters taken from their mill, to supply the Jordan level of the Erie canal; and that the same be referred to the Canal Commissioners.

Mr. Bagley gave notice that he would, on some future day, ask leave to bring in a bill, to alter the time of holding the February term of the court of common pleas and general sessions in the county of Greene.

Mr. Brasher gave notice that he would, at some future day, ask leave to introduce a bill extending the time for the collection of taxes in the town of Brooklyn in the county of Kings.

Mr. Beardslee gave notice that he would, on some future day, ask leave to bring in a bill, to confirm the election of town officers at a town meeting held on the fourth of this present month, in the town of Warren in the county of Herkimer.

On motion of Mr. Ingalls,

*Resolved,* That in lieu of the list of post-offices and postmasters ordered to be contained in the Red Book, that the publisher be directed to insert an abstract of the funds of the State from the Comptroller's report.

Mr. Emmons gave notice that he would, on some future day, ask leave to bring in a bill to amend title first of chapter first of part fourth of the Revised Statutes, in relation to crimes punishable by death.

*Ordered,* That Mr. Temple, Mr. Wright and Mr. Hough, have leave of absence for six days each; Mr. Archibald, Mr. Sears and Mr. Hunt, for ten days each, and Mr. I. S. Parker for eight days.

The House then again resolved itself into a committee of the

whole, on the bill entitled "An act for the relief of Jacob Trumpbour;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Anderson, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to amend article third of title third, chapter thirteenth of part first of the Revised Statutes, 'Of sales for unpaid taxes, and the conveyances and redemption of lands sold;'" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Angel, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the preservation of fish in certain lakes in the county of Albany;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Stevenson, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to repeal an act entitled 'An act concerning the practice of physic and surgery;'" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Snyder, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until eleven o'clock to-morrow morning.

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## TUESDAY, FEBRUARY 11, 1834.

The House met pursuant to adjournment.

Five several remonstrances of sundry inhabitants of the county of Wayne, against a division of said county, were read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Wayne, praying for the incorporation of the Genesee Wesleyan Seminary at Lima, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the towns of Cato and Ira in the county of Cayuga, praying for an alteration of the lines of said towns, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Steuben, praying for the repeal of the act incorporating the Hector and Catharine Turnpike and Bridge Company, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Broome, praying for the incorporation of a bank, to be located at Owego in the county of Tioga, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Three several petitions of sundry inhabitants of the counties of Onondaga and Yates, praying for the repeal of the law abolishing imprisonment for debt, with a remonstrance of sundry inhabitants of the county of Onondaga against the same, were read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Oswego, praying for the incorporation of a bank, to be located in the village of Oswego, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry inhabitants of the county of Rensselaer, against the application of the Troy, McAdam and Rail-Road Company, for an alteration of their charter, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Allegany, praying for the incorporation of a bank, to be located at Angelica in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Allegany, praying the aid of the State in the construction of the New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the county of Kings, praying for the incorporation of a company to construct a rail-road through Long Island, were read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the county of Ontario, praying for the incorporation of a company to construct a rail-road from Geneva to Buffalo, were read, and referred to the committee on rail-roads.

Three several petitions of sundry inhabitants of the counties of Herkimer, Ulster and Jefferson, praying for the repeal of so much of the Revised Statutes as exempts the property of the clergy, and of religious companies and corporations, from taxation, were read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the counties of Montgomery, Herkimer and Otsego, praying for the passage of an act to appoint commissioners to lay out a road from the town of Richfield in the county of Otsego, to Fort-Plain in the county of Montgo-

mery, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of the trustees of the First Congregational Society of the town of Riga in the county of Genesee, praying authority to vest certain funds for the maintenance of a parsonage, was read, and referred to the committee on the incorporation of charitable and religious societies.

Three several petitions of sundry inhabitants of the county of Dutchess, praying that the office of measurer general of grain in the city of New-York may be abolished, were read, and referred to the committee on trade and manufactures.

The remonstrance of sundry inhabitants of the county of Ontario, against constructing a canal to unite the Canandaigua lake with the Erie canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Saratoga, praying for the incorporation of the Saratoga Mutual Insurance Company, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Cortland, praying for the incorporation of a bank, to be located at Cortland village in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Herkimer and Montgomery, praying for the repeal of an act authorising the laying out of a road from Bennett's corners to Fort-Plain, was read, and committed to the committee of the whole when on the bill upon that subject.

Three several remonstrances of sundry inhabitants of the towns of Skaneateles, Camillus, Van Buren and Elbridge in the county of Onondaga, against the passage of an act to authorise the appointment of commissioners to lay out a road from the village of Camillus, by the Windfall route (so called,) to Skaneateles village, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the village of Little-Falls in the county of Herkimer, praying for the incorporation of a bank, to be located at Canajoharie in the county of Montgomery, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city of New-York, praying for the incorporation of the New-York Savings Institution, with a capital of fifty thousand dollars, reported the following resolution:



*Resolved*, That the prayer of the petition of sundry inhabitants of the city of New-York, asking for the incorporation of a company, to be called the New-York Savings Institution, with a capital of fifty thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry merchants of the city of New-York, praying for the incorporation of the Transportation Bank, to be located in said city, reported the following resolution:

*Resolved*, That the prayer of the several petitions of the city and State of New-York, praying for the charter of a bank, to be located in the city of New-York, to be called the Transportation Bank, with a capital of seven hundred and fifty thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city of New-York, praying for the incorporation of a bank, to be called the Flour Merchants' Bank, to be located in said city, reported the following resolution:

*Resolved*, That the prayer of the petition of sundry inhabitants of the city of New-York, praying for the charter of a bank, to be called the Flour Merchants' Bank, to be located in said city, with a capital of seven hundred and fifty thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of the president, directors and company of the Bank of New-York, praying for an increase of the capital stock of said bank, reported the following resolution:

*Resolved*, That the prayer of the petition of the president, directors and company of the Bank of New-York in the city of New-York, to increase their capital from one million dollars to one million and six hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Dutchess, praying for the incorporation of a bank, to be located at Rhinebeck flats in said county, with a capital of one hundred thousand dollars, reported the following resolution:

*Resolved*, That the prayer of the several petitions of inhabitants of the county of Dutchess, praying for the charter of a bank; to be

located at the village of Rhinebeck in said county, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Westfield in said county, reported the following resolution:

*Resolved*, That the prayer of the several petitions asking for the charter of a bank, to be located at Westfield in the county of Chautauque, with a capital of one hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the counties of Livingston, Allegany and Genesee, praying for the incorporation of a bank, with a capital of two hundred thousand dollars, to be located at Mount-Morris in the county of Livingston, reported the following resolution:

*Resolved*, That the prayer of the petition for the charter of a bank, to be located at Mount-Morris in the county of Livingston, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Niagara, praying for the incorporation of a bank, to be located in the village of Lockport, by the name and style of the Canal Bank at Lockport, reported the following resolution:

*Resolved*, That the prayer of the several petitions asking for the charter of a bank, to be located in the first ward of the village of Lockport, with a capital from one to two hundred thousand dollars, to be called the Canal Bank, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petitions of sundry inhabitants of the county of Delaware, praying for the incorporation of a bank, to be located in the village of Delhi in said county, reported a bill, entitled "An act to incorporate the president, directors and company of the Delaware county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which

was referred the petitions of sundry inhabitants of the county of Wayne, praying for the incorporation of a bank, to be located at Clyde in said county, reported the following resolution:

*Resolved*, That the prayer of the several petitions for a charter of a bank, to be located at Clyde in the county of Wayne, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located at Le Roy in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Le Roy in the county of Genesee, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the counties of Livingston, Steuben and Allegany, praying for the incorporation of a bank, to be located at Dansville in the county of Livingston, reported the following resolution:

*Resolved*, That the prayer of the several petitions praying for the charter of a bank, to be located at Dansville in the county of Livingston, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry merchants of the county of Chautauque, praying for the incorporation of a bank, to be located at Forestville in said county, reported the following resolution:

*Resolved*, That the prayer of the several petitions asking for the charter of a bank, to be located at Forestville, with a capital of one hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Silver-Creek in said county, reported the following resolution:

*Resolved*, That the prayer of the petition of sundry inhabitants of the county of Chautauque, for the charter of a bank, to be located at Silver-Creek in said county, with a capital of one hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

*Ordered*, That the said bill and amendments be committed to a committee of the whole house.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of sundry inhabitants of the county of Cayuga, praying for the incorporation of a company to construct a rail-road from the village of Ithaca in the county of Tompkins, to the head of Cayuga lake, reported a bill, entitled "An act to incorporate the Ithaca and Port Renwick rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. M'Keon, from the committee on colleges, academies and common schools, to which was referred the petition of sundry inhabitants of the county of Chautauque, praying for the incorporation of the Mayville Academy, and for an appropriation for the same, reported a bill, entitled "An act to incorporate the Mayville academy;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ruggles, from the select committee to which was referred the petition of the supervisors of the county of Broome, praying for a law to extend the time for payment upon a loan heretofore made by the State to that county, reported; and asked leave to introduce a bill.

[See Document No. 160.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ruggles, according to leave, brought in the said bill, entitled "An act extending the time of payment of certain monies due from the county of Broome;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Spafard, from the select committee to which was referred the petition of John A. Seaverson and others, praying for the passage of a law authorising the said John A. Seaverson, Philip Seaverson and Richard V. V. Waldron to erect a dam across the Susquehannah river in the town of Conklin in the county of Broome, reported; and asked leave to introduce a bill.

[See Document No. 159.]

*Ordered*, That leave be given to bring in such bill.

Mr. Spafard, according to leave, brought in the said bill, entitled "An act authorising John A. Seaverson, Philip Seaverson and Richard V. V. Waldron to erect a dam across the Susquehannah river;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The annual report of E. L. Boynton, an inspector of beef and pork in the city of Troy, was received and read.

[See Document No. 243.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The annual report of D. Belding, an inspector of beef and pork in the city of Troy, was received and read.

[See Document No. 228.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

A message from the Senate was read, informing that they have passed the bill entitled "An act reducing the duties upon salt manufactured in any of the counties of this State," without amendment.

*Ordered*, That the clerk deliver the said bill to the Governor.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act for the preservation of fish in certain lakes in the county of Albany," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

*Resolved*, That the bill be rejected.

Mr. Chamberlin gave notice that he would, on some future day, ask leave to introduce a bill, to authorise the president, directors and company of the Bainbridge Central Bridge Company, to receive toll from footmen.

On motion of Mr. Myers,

*Resolved*, That all bills which may hereafter be reported by the standing committees of this House, excepting such as are for the incorporation of banks, be printed.

In pursuance of previous notice, Mr. Staats asked for and obtained leave to bring in a bill, entitled "An act relative to trials by jury in courts of law;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

In pursuance of previous notice, Mr. Brasher asked for and obtained leave to bring in a bill, entitled "An act extending the time for the collection of taxes in the town of Brooklyn in the county of Kings;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to amend article third of title third, chapter thirteenth of part first of the Revised Statutes, 'Of sales for unpaid taxes, and the conveyances and redemption of lands sold,'" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Angel, from the said committee, reported, that

the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal an act entitled 'An act concerning the practice of physic and surgery,' passed April 7th, 1830;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Snyder, from the said committee, reported progress, and asked for and obtained leave to sit again.

*Ordered*, That the usual number of copies of the amendment offered by Mr. Winfield in committee of the whole, when on the said bill, be printed for the use of the Legislature.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to alter the name of the town of Depau in the county of St. Lawrence;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Drake, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act authorising the supervisors of the county of Sullivan to sell their poor-house, and the farm connected therewith;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Winfield, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act explanatory of an act for the erection of a court-house in the county of Kings;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Ruggles, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the city of Brooklyn;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Enos, from the said committee, reported progress, and asked for and obtained leave to sit again.

The said engrossed bill, entitled "An act explanatory of an act for the erection of a court-house and jail in the county of Kings, passed April 25th, 1833," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to amend article third of title third of chapter thirteenth of part first of the Revised Statutes, 'Of sales for unpaid taxes, and the conveyances and redemption of lands sold,' " was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act authorising the supervisors of the county of Sullivan to sell their poor-house, and the farm connected therewith," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. O. Robinson offered for the consideration of the House, a resolution, with a recital, in the words following, to wit:

Whereas the construction of national works in aid of the natural facilities for communication between the States, for the advancement of our commercial intercourse with foreign powers, and for the security of the national defence, is the most effective means of encouraging the industry of the nation, and of strengthening and perpetuating the bonds of our national union:

And whereas also the construction of a navigable communication between Lakes Erie and Ontario, of sufficient capacity to admit steam-boats and other vessels navigating said lakes, would greatly facilitate and aid our commerce with the colonial possessions of Great Britain, the commerce between the States and the western territories, and largely contribute to the common defence and general welfare of the Union:

And whereas also the defence of the extensive frontier lying upon the St. Lawrence, the great chain of northern and western lakes, together with their tributary streams, is a subject of vast importance to the interests of the people of a large section of the United States, and is deserving of the highest consideration of the National Government:

Therefore,

*Resolved*, (if the Senate concur,) That our senators in Congress be instructed, and our representatives requested, to call the attention of the National Government to the great importance and public utility of improving the navigation of the Niagara river, by constructing a ship canal around the falls in said river, so as to open a free communication and direct intercourse between Lakes Erie and Ontario; and that they endeavor to procure an appropriation for that purpose, during the present session of Congress; and that his Excellency the Governor be requested to forward to each senator and member in Congress, a copy of the foregoing preamble, and of this resolution.

*Ordered*, That the said resolution be laid upon the table.

*Ordered*, That the usual number of copies of the said resolution be printed for the use of the Legislature.

The petition of sundry inhabitants of the county of Delaware, praying for a renewal of the charter of the First Great Western Turnpike Road Company, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Two several petitions of sundry inhabitants of the counties of Livingston, Steuben and Allegany, praying for the incorporation of a bank, to be located at Dansville, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Peter L. Minor of the county of Erie, praying for the passage of an act authorising him to erect and maintain a dam across Ransom creek in the town of Amherst in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Jefferson, praying for a repeal of the law exempting church property from taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the county of Jefferson, praying for the incorporation of a bank, to be located at Sacket's Harbor in said county, was read, and committed to the committee of the whole when on the bill to which it relates.

Four several petitions of sundry inhabitants of the counties of Chenango, Delaware, Otsego, Columbia and Ulster, praying for the repeal of the law abolishing imprisonment for debt, with two several remonstrances against the same, were read, and referred to the committee on the judiciary.

Two several petitions of sundry inhabitants of the county of Rockland, praying for the aid of the State in the construction of the New-York and Erie rail-road, were read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the town of Eaton in the county of Madison, praying for the incorporation of a bank, to be located at the village of Hamilton in said county, with a capital of one hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Cattaraugus, praying for the incorporation of a bank, to be located at the village of Forestville in said county, with a capital of one hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Tompkins, praying for the incorporation of the Tompkins County Bank, to be located at the village of Ithaca in said county, with a capital of two hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.



The petition of sundry inhabitants of the county of Ontario, praying for the incorporation of a company, with a capital of eight hundred thousand dollars, to construct a rail-road from Buffalo in the county of Erie, to Geneva in the county of Ontario, was read, and referred to the committee on rail-roads.

The petition of the trustees of the Albany Female Seminary, praying for an amendment of their charter, was read, and referred to the committee on colleges, academies and common schools.

The petition of Levi S. Burr, praying for an investigation into the conduct of the officers of the Sing-Sing State Prison, was read, and referred to the committee on State prisons.

The petition of John Foote and others, praying for the renewal of the charter of the Hibernian Provident Society of the city of New-York, was read, and referred to the committee on the incorporation of charitable and religious societies.

The petition of sundry inhabitants of the village of Alexander in the county of Genesee, praying for the passage of an act to incorporate said village, was read, and referred to the committee on the incorporation of cities and villages.

The petition of sundry inhabitants of the county of Otsego, praying for the incorporation of a company to construct a Macadamized road from Albany to Owego in the county of Tioga, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Samuel Hollister and Jesse Hollister, praying for damages in consequence of the diverting the waters of the Cowaselon creek from their saw-mill, as a feeder to the Erie canal, reported; and recommended that the prayer of the petition be denied.

[See Document No. 303.]

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the engrossed bill from the Senate, entitled "An act to amend an act entitled 'An act to establish a corporation for improving and making a turnpike road from Newburgh to New-Windsor,' passed April 2d, 1806," reported, that the committee have examined the said bill, and prepared amendments thereto, with which they see no reason why the same should not be passed into a law.

Ordered, That the said bill and amendments be committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the engrossed bill from the Senate, entitled "An act granting further powers to the Dutchess

turnpike company," reported, that the committee have examined the said bill, and prepared amendments thereto, with which they see no reason why the same should not be passed into a law.

*Ordered*, That the said bill and amendments be committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Rensselaer, praying for the incorporation of a company to construct a turnpike road through Petersburg, Grafton and Brunswick in said county, reported a bill, entitled "An act to incorporate the Petersburg, Grafton and Brunswick turnpike company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Seneca, praying for the incorporation of a bank, to be located at Seneca-Falls in said county, reported the following resolution:

*Resolved*, That the prayer of the petition asking for the charter of a bank, to be located at Seneca-Falls in the county of Seneca, to be called the Seneca-Falls Bank, with a capital of one hundred and fifty thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Dunkirk in said county, reported the following resolution:

*Resolved*, That the prayer of the several petitions asking for the charter of a bank, to be located in Dunkirk in the county of Chautauque, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Chenango, praying for the incorporation of the Chenango Canal Bank, to be located at Greene in said county, reported the following resolution:

*Resolved*, That the prayer of the several petitions asking for the charter of a bank, to be located at Greene in the county of Chenango, with a capital of one hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which

was referred the petitions of sundry inhabitants of the county of Wayne, praying for the incorporation of a bank, to be located at Clyde in said county, reported the following resolution:

*Resolved*, That the prayer of the several petitions for a charter of a bank, to be located at Clyde in the county of Wayne, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located at Le Roy in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Le Roy in the county of Genesee, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the counties of Livingston, Steuben and Allegany, praying for the incorporation of a bank, to be located at Dansville in the county of Livingston, reported the following resolution:

*Resolved*, That the prayer of the several petitions praying for the charter of a bank, to be located at Dansville in the county of Livingston, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry merchants of the county of Chautauque, praying for the incorporation of a bank, to be located at Forestville in said county, reported the following resolution:

*Resolved*, That the prayer of the several petitions asking for the charter of a bank, to be located at Forestville, with a capital of one hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Silver-Creek in said county, reported the following resolution:

*Resolved*, That the prayer of the petition of sundry inhabitants of the county of Chautauque, for the charter of a bank, to be located at Silver-Creek in said county, with a capital of one hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Chenango, praying for the incorporation of a bank, to be located at Bainbridge in said county, by the name and style of the Lumbermen's Bank, reported the following resolution:

*Resolved*, That the prayer of the several petitions asking for the charter of a bank, to be located at Bainbridge in the county of Chenango, with a capital of one hundred and fifty thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Orleans, praying for the incorporation of the Orleans County Bank, reported the following resolution:

*Resolved*, That the prayer of the several petitions asking for the charter of a bank, to be located at Medina in the county of Orleans, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Butrick, from the committee on the erection and division of towns and counties, to which was referred the petitions of sundry inhabitants of the town of Manlius in the county of Onondaga, praying for a division of said town, reported, that the committee are of the opinion that the prayer of the petition ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. O. Robinson, from the committee on the erection and division of towns and counties, to which was referred sundry petitions from inhabitants of the counties of Wayne and Ontario, praying for the erection of a new county from parts of Wayne and Ontario, reported, that they have had said petitions under consideration, and unanimously agree that it is unwise and inexpedient to grant the prayer of said petitioners, and therefore recommend the adoption of the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted, and that they have leave to withdraw the documents accompanying their petitions.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was unanimously determined in the affirmative.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the county of Oneida, praying for the passage of an act to revive an act incorporating the village of Trenton, passed April 26, 1833, reported a bill, entitled "An act to revive the act entitled 'An act

Rensselaer, praying for the incorporation of a bank, to be located at Lansingburgh in said county, by the name and style of the Rensselaer County Bank, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Lansingburgh in the county of Rensselaer, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Cattaraugus, praying for the incorporation of a bank, to be located at Ellicottville in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions for the charter of a bank, to be located at Ellicottville in the county of Cattaraugus, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Albany, praying for the incorporation of a bank, to be located at Watervliet in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Watervliet in the county of Albany, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the counties of Schoharie, Otsego and Montgomery, praying for the incorporation of a bank, to be located at Fort-Plain in the county of Montgomery, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for a bank, to be located at Fort-Plain in the county of Montgomery, with a capital of two hundred and fifty thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Allegany, praying for the incorporation of a bank, to be located at Angelica, reported the following resolution:

*Resolved*, That the prayer of the petitions for a bank, to be located at Angelica in the county of Allegany, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

*Resolved*, That the annual reports of Nathaniel Challes, Benjamin C. Capron, Dayton H. Fuller, Robert Dingee, Thomas Ostrom, Francis Peckwell, R. C. Theall and Edward S. Fuller, made to this House, be returned to the several persons making the same, for correction.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Arnold, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to provide for the erection of a new court-house in the county of Cayuga," reported, that the committee have examined the said bill, and prepared amendments thereto, with which they see no reason why the same should not be passed into a law.

*Ordered*, That the said bill and amendments be committed to a committee of the whole house.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act reducing the duties upon salt manufactured in any of the counties of this State."

W. L. MARCY.

*Albany, February 12, 1834.*

The annual report of W. P. Lansing, an inspector of lumber in the county of Albany, was received and read.

[*See Document No. 232.*]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to alter the name of the town of Depau in the county of St. Lawrence;" the engrossed bill entitled "An act explanatory of an act for the erection of a court-house and jail in the county of Kings, passed April 25th, 1833;" the engrossed bill entitled "An act to amend article third of title third of chapter thirteenth of part first of the Revised Statutes, 'Of sales for unpaid taxes, and the conveyances and redemption of lands sold;'" and the engrossed bill entitled "An act authorising the supervisors of the county of Sullivan to sell their poor-house, and the farm connected therewith;" and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to alter the name of the town of Depau in the county of St. Lawrence," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act explanatory of an act for the erection of a court-house and jail in the county of Kings, passed April 25th, 1833," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to amend article third of title third of chapter thirteenth of part first of the Revised Statutes, 'Of sales for unpaid taxes, and the conveyances and redemption of lands sold,'" was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act authorising the supervisors of the county of Sullivan to sell their poor-house, and the farm connected therewith," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. O. Robinson offered for the consideration of the House, a resolution, with a recital, in the words following, to wit:

Whereas the construction of national works in aid of the natural facilities for communication between the States, for the advancement of our commercial intercourse with foreign powers, and for the security of the national defence, is the most effective means of encouraging the industry of the nation, and of strengthening and perpetuating the bonds of our national union:

And whereas also the construction of a navigable communication between Lakes Erie and Ontario, of sufficient capacity to admit steam-boats and other vessels navigating said lakes, would greatly facilitate and aid our commerce with the colonial possessions of Great Britain, the commerce between the States and the western territories, and largely contribute to the common defence and general welfare of the Union:

And whereas also the defence of the extensive frontier lying upon the St. Lawrence, the great chain of northern and western lakes, together with their tributary streams, is a subject of vast importance to the interests of the people of a large section of the United States, and is deserving of the highest consideration of the National Government:

Therefore,

*Resolved*, (if the Senate concur,) That our senators in Congress be instructed, and our representatives requested, to call the attention of the National Government to the great importance and public utility of improving the navigation of the Niagara river, by constructing a ship canal around the falls in said river, so as to open a free communication and direct intercourse between Lakes Erie and Ontario; and that they endeavor to procure an appropriation for that purpose, during the present session of Congress; and that his Excellency the Governor be requested to forward to each senator and member in Congress, a copy of the foregoing preamble, and of this resolution.

*Ordered*, That the said resolution be laid upon the table.

*Ordered*, That the usual number of copies of the said resolution be printed for the use of the Legislature.

[See Document No. 166.]

In pursuance of previous notice, Mr. Emmons asked for and obtained leave to bring in a bill, entitled "An act to repeal certain provisions of the Revised Statutes, entitled 'Of crimes punishable with death;'" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole when on the bill entitled "An act to abolish capital punishment, and to provide for the punishment of certain crimes."

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

In pursuance of previous notice, Mr. Haight asked for and obtained leave to bring in a bill, entitled "An act to prevent destruction by fires in the village of Rochester;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Haight made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Haight, and it was unanimously determined in the affirmative.

Mr. Marvin gave notice that he would, at some future day, ask leave to introduce a bill to amend title first of chapter tenth of part first of the Revised Statutes, entitled "Of the persons subject to military duty."

Mr. Stevenson gave notice that, on some future day, he would ask leave to introduce a bill to amend titles fifth and sixth of chapter tenth of the Revised Statutes, relating to the militia and the public defence.

In pursuance of previous notice, Mr. Bull asked for and obtained leave to bring in a bill, entitled "An act to exempt certain persons therein mentioned, from the performance of military duty;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the militia and public defence.

Mr. Myrick gave notice that he would, on some future day, ask leave to bring in a bill for the appointment of a Supreme Court commissioner, to reside at Ticonderoga in the county of Essex.

*Ordered*, That the bill entitled "An act to amend an act entitled 'An act to subject certain debts owing to non-residents, to taxation,' passed April 27th, 1833," be the order of the day for Saturday the fifteenth instant.

In pursuance of previous notice, Mr. Bagley asked for and obtained leave to bring in a bill, entitled "An act to alter the time of holding the February term of the court of common pleas and general sessions in the county of Greene;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

On motion of Mr. McKeon,

*Resolved*, That the Clerk of this House transmit by mail to the Clerks of the Houses of Assembly of such States as the Speaker



may direct, such reports from State officers, and from committees of either House or from joint committees, on general subjects, as the Speaker may indicate; and that the Clerks of such Houses of Assembly to whom such documents may be sent, be requested by the Clerk of this House to communicate for the use of this House, similar documents printed by order of their respective Houses.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal an act entitled 'An act concerning the practice of physic and surgery,' passed April 7th, 1830;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Snyder, from the said committee, reported progress, and asked for and obtained leave to sit again.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to prevent destruction by fires in the village of Rochester," and find the same correctly engrossed.

Thereupon,

By the unanimous consent of the House,

The said engrossed bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 90 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Arnold	Mr. Groom	Mr. Patterson
Mr. Bagley	Mr. Grover	Mr. Phelps
Mr. Barnes	Mr. Haight	Mr. Ringgold
Mr. Bartle	Mr. Hall	Mr. Robertson
Mr. Beardslee	Mr. Harris	Mr. O. Robinson
Mr. Bockoven	Mr. Healy	Mr. J. P. Robinson
Mr. Bogardus	Mr. Hertell	Mr. Ruggles
Mr. Bostwick	Mr. Humphrey	Mr. Schermerhorn
Mr. Brown	Mr. Ingalls	Mr. Shays
Mr. Bull	Mr. Jackson	Mr. Smith
Mr. Campbell	Mr. Jones	Mr. Snyder
Mr. Cargill	Mr. Kernan	Mr. Spafard
Mr. Case	Mr. Kingman	Mr. Speaker
Mr. Cash	Mr. Le Fever	Mr. Staats
Mr. Chamberlin	Mr. Livingston	Mr. Stevenson
Mr. Church	Mr. Marvin	Mr. Stone
Mr. Clary	Mr. M'Keon	Mr. Strong
Mr. Coe	Mr. M'Knight	Mr. Sumner
Mr. Conklin	Mr. Mersereau	Mr. Terry
Mr. Collin	Mr. Mitchell	Mr. Thomson
Mr. Crosby	Mr. Morehouse	Mr. Todd
Mr. Culver	Mr. Morrell	Mr. Wait

Mr. Cuykendall	Mr. Myers	Mr. Wheeler
Mr. Dana	Mr. Nichols	Mr. Whipple
Mr. Drake	Mr. Orr	Mr. Willes
Mr. Dusenbury	Mr. Osborne	Mr. Williams
Mr. Enos	Mr. Palmer	Mr. Winfield
Mr. Fleming	Mr. A. J. Parker	Mr. Wood
Mr. Gardner	Mr. J. H. Parker	Mr. Yates
Mr. Germond	Mr. Parkhurst	Mr. Young

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The remonstrance of sundry inhabitants of the county of Yates, against the removal of the Supreme Court clerk's office from Geneva to Rochester, was read, and referred to the select committee on that subject, of which Mr. Phelps is chairman.

And then the House adjourned until eleven o'clock to-morrow morning.

## THURSDAY, FEBRUARY 13, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the counties of Wayne and Yates, praying for the construction of a canal from Canandaigua lake in the county of Ontario, to the Erie canal, with a remonstrance of sundry inhabitants of said county against the same, were read, and referred to the committee on canals and internal improvements.

The petition of David H. Richardson of the county of Wayne, praying relief in relation to the use of certain waters of the Erie canal at the lower creek in the town of Macedon, was read, and referred to the Canal Commissioners.

The petition of sundry inhabitants of the county of Allegany, praying for the construction of a canal from Rochester to Olean, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Allegany, praying for the removal of the Supreme Court clerk's office from Geneva to Rochester, was read, and referred to the select committee on that subject, of which Mr. Phelps is chairman.

The petition of sundry inhabitants of the county of Allegany, praying that the west ten miles of the Bath and Lake Erie turnpike may be declared a public highway, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the counties of Herkimer,

The remonstrance of sundry inhabitants of the county of Oneida, against the repeal of the law of 1830, allowing botanic practice, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Clinton, praying for the incorporation of a cotton and woollen manufacturing company, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the county of Onondaga, praying for a repeal of the law exempting church property, and the property of clergymen, from taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the county of Onondaga, praying for the repeal of the law abolishing imprisonment for debt, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Erie, praying for the incorporation of a bank, to be located at Attica in the county of Genesee, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Rensselaer, praying for the incorporation of a society for the apprehension of horse thieves, was read, and referred to a select committee, consisting of Mr. Bull, Mr. Staats and Mr. Shays.

The remonstrance of sundry inhabitants of the county of Lewis, against repealing the law of 1830, allowing botanic practice, was read, and committed to the committee of the whole when on the bill to which it relates.

Two several petitions of sundry inhabitants of the county of Chenango, praying for the incorporation of a company to construct a turnpike road from Oxford in the county of Chenango, to Otego in the county of Otsego, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The remonstrance of sundry inhabitants of the counties of Wayne and Ontario, against the construction of a canal from the Canandaigua lake to the Erie canal, was read, and referred to the committee on canals and internal improvements.

The memorial of sundry inhabitants of the town of Arcadia in the county of Wayne, remonstrating against alleged injurious effects of the present system of State prison labor, was read, and referred to the select committee on that subject, of which Mr. Humphrey is chairman.

Two several petitions of sundry inhabitants of the towns of Minden in the county of Montgomery, and Danube in the county of Herkimer, praying for the repeal of the act to lay out a road from Bennett's corners (so called) to Fort-Plain, were read, and committed to the committee of the whole when on the bill to which they relate.

The petition of the trustees of the village of Salem in the county of Washington, praying for the passage of an act to enlarge the

Eight several petitions of sundry inhabitants of the county of Niagara, praying for the incorporation of a company to construct a rail-road from Rochester to Buffalo, were read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the village of Penn-Yan, praying for a revival of the charter of said village, and the confirmation of certain proceedings of the trustees of said village, was read, and referred to the committee on the incorporation of cities and villages.

The petition of Helen Allen Stewart, an alien, praying for the passage of an act to authorise her to purchase, hold, and convey real estate within this State, was read, and referred to the committee on the petitions of aliens.

The petition of the Watervliet Turnpike Company, praying for an amendment of their charter, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the counties of Jefferson and St. Lawrence, praying for the construction of a canal from the Black river to the Erie canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the town of Wawarsing in the county of Ulster, praying for the incorporation of a bank, to be located at Ellenville in said county, with a capital of one hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the town of Glen in the county of Montgomery, praying for the incorporation of a bank, to be located at Canajoharie in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the mayor, aldermen and commonalty of the city of New-York, praying for the passage of an act for the widening of Wooster-street in said city, from Eighth to Fourteenth-street, was read, and referred to a select committee, consisting of the members attending this House from the city and county of New-York.

The memorial and remonstrance of the mayor, aldermen and commonalty of the city of New-York, against the application of the village of Brooklyn, praying to be incorporated into a city, was read, and ordered to be laid upon the table.

*Ordered*, That the usual number of copies of the said memorial be printed for the use of the Legislature.

[*See Document No. 175.*]

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of

Rensselaer, praying for the incorporation of a bank, to be located at Lansingburgh in said county, by the name and style of the Rensselaer County Bank, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Lansingburgh in the county of Rensselaer, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Cattaraugus, praying for the incorporation of a bank, to be located at Ellicottville in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions for the charter of a bank, to be located at Ellicottville in the county of Cattaraugus, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Albany, praying for the incorporation of a bank, to be located at Watervliet in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Watervliet in the county of Albany, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the counties of Schoharie, Otsego and Montgomery, praying for the incorporation of a bank, to be located at Fort-Plain in the county of Montgomery, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for a bank, to be located at Fort-Plain in the county of Montgomery, with a capital of two hundred and fifty thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Allegany, praying for the incorporation of a bank, to be located at Angelica, reported the following resolution:

*Resolved*, That the prayer of the petitions for a bank, to be located at Angelica in the county of Allegany, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Madison, praying for the incorporation of a bank, to be located at Chittenango in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Chittenango in the county of Madison, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Ulster, praying for the incorporation of a bank, to be located at Ellenville in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Ellenville in the county of Ulster, with a capital of one hundred and fifty thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Chenango, praying for the incorporation of a bank, by the name and style of the Oxford Bank, to be located in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Oxford in the county of Chenango, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city and county of New-York, praying for the incorporation of a bank, to be located in said city, by the name and style of the Tompkins Bank, reported the following resolution:

*Resolved*, That the prayer of the petition asking for the charter of a bank, to be located in the city of New-York, to be called the Tompkins Bank, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Clinton, praying for the incorporation of a bank, to be located at Plattsburgh in said county, reported a bill, entitled "An act to incorporate the president, directors and company of the Clinton county bank;" which was read the first time, and by unanimous

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of the president, directors and company of the Albany and Schenectady Turnpike Company, reported a bill, entitled "An act further to amend the act entitled 'An act for establishing a turnpike road between the cities of Albany and Schenectady,' passed March 30th, 1802;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Allegany, praying for the incorporation of a company to construct a bridge across the Genesee river at Portageville, reported a bill, entitled "An act to authorise the supervisors of the county of Allegany to raise money to build a bridge over the Genesee river;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Stevenson, from the committee on canals and internal improvements, to which was referred the memorial of sundry inhabitants of the county of Saratoga, praying for the passage of an act relative to canal fences, reported a bill, entitled "An act in relation to the canal fences on the line of the Champlain canal;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Elizabeth Scott, praying for the appraisal of her damages which she has sustained by means of the erection of the Troy dam, reported; and asked leave to introduce a bill.

[See Document No. 180.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of Elizabeth Scott;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKnight, from the committee on public lands, to which was referred the petition of Abraham Varick, and also the petition of sundry inhabitants of the village of Oswego, praying for the passage of a law removing certain restrictions contained in a grant of land to the said Abraham Varick, for the purpose of constructing a marine railway in the village of Oswego, reported; and asked leave to introduce a bill.

[See Document No. 201.]

*Ordered*, That leave be given to bring in such bill.

[See Document No. 167.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of James Averill;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Herttell, from the select committee to which was referred so much of the message of his Excellency the Governor, as relates to the memorial of the New-York Institution for the instruction of the deaf and dumb, praying for legislative aid, and the petition of sundry persons in the county of Dutchess, reported; and asked leave to introduce a bill.

[See Document No. 163.]

*Ordered*, That leave be given to bring in such bill.

Mr. Herttell, according to leave, brought in the said bill, entitled "An act for the relief of the New-York institution for the instruction of the deaf and dumb, and for other purposes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Osborne, from the select committee to which was referred the several petitions of sundry inhabitants purporting to be of the county of Ontario, praying that the provisions of the law relating to horse racing in Dutchess county, might be extended to the said county of Ontario, reported; and offered the following resolution:

[See Document No. 304.]

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

The annual report of Stephen Maltby, an inspector of beef and pork in the county of Onondaga, was received and read.

[See Document No. 244.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

*Ordered*, That the usual number of copies of a convention of delegates of the several towns of Bushwick, Flatbush, New-Utrecht, Gravesend and Flatlands in the county of Kings, relative to the incorporation of the village of Brooklyn into a city, be printed for the use of the Legislature.

[See Document No. 183.]

*Ordered*, That the committee on claims be discharged from the further consideration of the petition of Warren W. Case, praying



*Ordered*, That the said report be referred to a select committee, consisting of Mr. Beardslee, Mr. Wheaton and Mr. Cargill.

Mr. Myrick gave notice that he would, on some future day, ask leave to introduce a bill to appoint commissioners, and authorise a survey of a road from Whitehall in the county of Washington, to Port Henry in the county of Essex.

Mr. Haight gave notice that he would, on some future day, ask leave to introduce a bill, to amend section first, title first, chapter fourth, part second of the Revised Statutes, so as to extend the formation of limited partnerships to the business of transportation, and the carriage and conveyance of passengers and their baggage on roads or canals.

*Ordered*, That the memorial of a convention of delegates from sundry towns in the county of Kings, relative to the incorporation of the city of Brooklyn, be committed to the committee of the whole when on the bill to which it relates.

*Ordered*, That the committee on claims be discharged from the further consideration of the petition of Watson Dunham, praying compensation for certain services performed in and about the Assembly chamber, and that the same be referred to the Comptroller.

In pursuance of previous notice, Mr. McKeon asked for and obtained leave to bring in a bill, entitled "An act concerning the cancelling and discharging of judgments;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

In pursuance of previous notice, Mr. McKeon asked for and obtained leave to bring in a bill, entitled "An act confirming the official acts of justices of the peace in certain cases;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

On motion of Mr. Ingalls,

*Resolved*, That the petition of Ephraim Bogardus be recommitted to the committee on claims.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal an act entitled 'An act concerning the practice of physic and surgery in this State,' passed April 7th, 1830;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Snyder, from the said committee, reported progress, and asked for and obtained leave to sit again.

*Ordered*, That the usual number of copies of the amendment offered by Mr. Herttell in committee of the whole when on the said bill, be printed for the use of the Legislature.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to revive an act entitled 'An act to incorporate the Oneida insurance company,' passed March 23d, 1832, and to extend the time for organizing the same;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Winfield, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal an act entitled 'An act concerning the practice of physic and surgery,' passed April 7th, 1830;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Snyder, from the said committee, reported progress, and asked for and obtained leave to sit again.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to extend the time for the collection of taxes in the town of Rotterdam in the county of Schenectady," and find the same correctly engrossed.

Thereupon,

By the unanimous consent of the House,

The said engrossed bill was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

And then the House adjourned until eleven o'clock to-morrow morning.

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## FRIDAY, FEBRUARY 14, 1834.



The House met pursuant to adjournment.

The petition of sundry farmers of the county of Rensselaer, praying for an appropriation from the State treasury, for the benefit of the State Agricultural Society, was read, and referred to the committee on agriculture.

Two several petitions of sundry inhabitants of the county of Cayuga, praying for the incorporation of a company to construct a rail-road from Auburn to Syracuse, were read, and referred to the committee on rail-roads.

The petition of the directors of the Auburn Canal Company, praying for a renewal and confirmation of their charter, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Tioga, praying the aid of the State in the construction of the New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Tioga, praying for an alteration of the law regulating excise, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Onondaga, praying for the incorporation of a bank, to be located at Manlius in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry inhabitants of the county of Oneida, against the repeal of the law of 1830, allowing botanic practice, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Clinton, praying for the incorporation of a cotton and woollen manufacturing company, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the county of Onondaga, praying for a repeal of the law exempting church property, and the property of clergymen, from taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the county of Onondaga, praying for the repeal of the law abolishing imprisonment for debt, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Erie, praying for the incorporation of a bank, to be located at Attica in the county of Genesee, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Rensselaer, praying for the incorporation of a society for the apprehension of horse thieves, was read, and referred to a select committee, consisting of Mr. Bull, Mr. Staats and Mr. Shays.

The remonstrance of sundry inhabitants of the county of Lewis, against repealing the law of 1830, allowing botanic practice, was read, and committed to the committee of the whole when on the bill to which it relates.

Two several petitions of sundry inhabitants of the county of Chenango, praying for the incorporation of a company to construct a turnpike road from Oxford in the county of Chenango, to Otego in the county of Otsego, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The remonstrance of sundry inhabitants of the counties of Wayne and Ontario, against the construction of a canal from the Canandaigua lake to the Erie canal, was read, and referred to the committee on canals and internal improvements.

The memorial of sundry inhabitants of the town of Arcadia in the county of Wayne, remonstrating against alleged injurious effects of the present system of State prison labor, was read, and referred to the select committee on that subject, of which Mr. Humphrey is chairman.

Two several petitions of sundry inhabitants of the towns of Minden in the county of Montgomery, and Danube in the county of Herkimer, praying for the repeal of the act to lay out a road from Bennett's corners (so called) to Fort-Plain, were read, and committed to the committee of the whole when on the bill to which they relate.

The petition of the trustees of the village of Salem in the county of Washington, praying for the passage of an act to enlarge the

limits of said village, was read, and referred to the committee on the incorporation of cities and villages.

The petition of sundry inhabitants of the town of Watervliet in the county of Albany, praying for the incorporation of a company to construct a McAdam road from West-Troy, through the Shaker village, to intersect the Albany and Schenectady turnpike road, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the city of New-York, praying for the incorporation of a marine insurance company, by the name and style of the Sea Insurance Company, to be located in said city, with a capital of two hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry inhabitants of the town of Warren in the county of Herkimer, against the passage of an act confirming the proceedings of a town meeting recently held in said town, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the counties of Ontario and Monroe, praying for the incorporation of a company to construct a rail-road from Buffalo in the county of Erie, through Batavia, Caledonia, Rush, Mendon, Victor and Canandaigua, to Geneva in the county of Ontario, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the counties of Livingston and Genesee, praying for the construction of a canal from Rochester to Olean, with a branch to Dansville, was read, and referred to the committee on canals and internal improvements.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Saratoga, praying for the incorporation of a bank, to be located at Waterford in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Waterford in the county of Saratoga, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Chautauque, praying for the incorporation of a bank, to be located at Fredonia in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Fredonia in the county of Chautauque, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which

was referred the petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located at Attica in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Attica in the county of Genesee, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Saratoga, praying for the incorporation of a bank, to be located at Ballston in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Ballston in the county of Saratoga, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Washington, praying for the incorporation of a bank, to be located at Salem in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Salem in the county of Washington, with a capital of one hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Madison, praying for the incorporation of a bank, to be located at Hamilton in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Hamilton in the county of Madison, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the town of Coxsackie in the county of Greene, praying for the incorporation of a bank, to be located at Coxsackie landing in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Coxsackie in the county of Greene, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and altera-

tion of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Monroe, praying for the incorporation of a bank, to be located at Brockport in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the incorporation of a bank, to be located at Brockport in the county of Monroe, to be called the Exchange Bank of Brockport, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petitions of sundry inhabitants of the county of Chenango, praying for the incorporation of the Wool-growers' Bank, to be located in the village of Norwich in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Norwich in the county of Chenango, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Allegany, praying for the incorporation of a bank, to be located at Perry in the county of Genesee, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located at Perry in the county of Genesee, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Chenango, praying for the incorporation of a bank, to be located at New-Berlin in said county, reported a bill, entitled "An act to incorporate the president, directors and company of the Bank of New-Berlin in the county of Chenango;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. O. Robinson, from the committee on the erection and division of towns and counties, to which was referred sundry petitions of inhabitants of the towns of Smithfield and Lenox in the county of Madison, and of Vernon and Augusta in the county of Oneida, praying for the erection of a new town from parts of said towns, reported a bill, entitled "An act to erect a new town from parts of the towns of Smithfield and Lenox in the county of Madison, and of Augusta and Vernon in the county of Oneida, and to annex the same to Madison county;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of the president, directors and company of the Albany and Schenectady Turnpike Company, reported a bill, entitled "An act further to amend the act entitled 'An act for establishing a turnpike road between the cities of Albany and Schenectady,' passed March 30th, 1802;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Allegany, praying for the incorporation of a company to construct a bridge across the Genesee river at Portageville, reported a bill, entitled "An act to authorise the supervisors of the county of Allegany to raise money to build a bridge over the Genesee river;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Stevenson, from the committee on canals and internal improvements, to which was referred the memorial of sundry inhabitants of the county of Saratoga, praying for the passage of an act relative to canal fences, reported a bill, entitled "An act in relation to the canal fences on the line of the Champlain canal;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Elizabeth Scott, praying for the appraisal of her damages which she has sustained by means of the erection of the Troy dam, reported; and asked leave to introduce a bill.

[See Document No. 180.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of Elizabeth Scott;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKnight, from the committee on public lands, to which was referred the petition of Abraham Varick, and also the petition of sundry inhabitants of the village of Oswego, praying for the passage of a law removing certain restrictions contained in a grant of land to the said Abraham Varick, for the purpose of constructing a marine railway in the village of Oswego, reported; and asked leave to introduce a bill.

[See Document No. 201.]

*Ordered*, That leave be given to bring in such bill.

Mr. McKnight, according to leave, brought in the said bill, entitled "An act to remove certain restrictions contained in a grant of land from the people of this State, to Abraham Varick;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Stone, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the village of Penn-Yan, praying for the passage of an act to confirm the proceedings of the inhabitants and trustees of the village of Penn-Yan, and for other purposes, reported a bill, entitled "An act to confirm the proceedings of the inhabitants and trustees of the village of Penn-Yan, and to amend an act entitled 'An act to incorporate the village of Penn-Yan in the county of Yates,' passed April 29th, 1833;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bull, from the committee on the incorporation of cities and villages, to which was referred the petition of the trustees of the village of Sherburne, praying for an alteration of the charter of said village, reported a bill, entitled "An act to amend the act entitled 'An act to incorporate the village of Sherburne;'" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bull, from the committee on the incorporation of cities and villages, to which was referred the petition of the trustees of the village of Skaneateles, praying for an amendment of the charter of the said village, reported a bill, entitled "An act to amend an act entitled 'An act to incorporate the village of Skaneateles in the county of Onondaga,' passed April 19th, 1833;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A communication from the Comptroller, was received and read, in the words following, to wit:

COMPTROLLER'S OFFICE, }  
*Albany, February 14, 1834.* }

TO THE ASSEMBLY:

The Comptroller, on the reference from the Assembly of the petition of Herman Jenkins, respectfully reports:

[See Document No. 174.]

*Ordered,* That the said report be referred to the committee on claims.

A communication from the Commissioners of the Land-Office, was received and read, in the words following, to wit:

The Commissioners of the Land-Office, in pursuance of a resolution of the Legislature, referring them "Richard Pennell's petition to the Legislature, for an act relative to a wharf at the Narrows in Kings county," respectfully report:

[See Document No. 179.]



*Ordered*, That the said report be referred to a select committee, consisting of Mr. Beardslee, Mr. Wheaton and Mr. Cargill.

Mr. Myrick gave notice that he would, on some future day, ask leave to introduce a bill to appoint commissioners, and authorise a survey of a road from Whitehall in the county of Washington, to Port Henry in the county of Essex.

Mr. Haight gave notice that he would, on some future day, ask leave to introduce a bill, to amend section first, title first, chapter fourth, part second of the Revised Statutes, so as to extend the formation of limited partnerships to the business of transportation, and the carriage and conveyance of passengers and their baggage on roads or canals.

*Ordered*, That the memorial of a convention of delegates from sundry towns in the county of Kings, relative to the incorporation of the city of Brooklyn, be committed to the committee of the whole when on the bill to which it relates.

*Ordered*, That the committee on claims be discharged from the further consideration of the petition of Watson Dunham, praying compensation for certain services performed in and about the Assembly chamber, and that the same be referred to the Comptroller.

In pursuance of previous notice, Mr. McKeon asked for and obtained leave to bring in a bill, entitled "An act concerning the cancelling and discharging of judgments;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

In pursuance of previous notice, Mr. McKeon asked for and obtained leave to bring in a bill, entitled "An act confirming the official acts of justices of the peace in certain cases;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

On motion of Mr. Ingalls,

*Resolved*, That the petition of Ephraim Bogardus be recommit-  
ted to the committee on claims.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal an act entitled 'An act concerning the practice of physic and surgery in this State,' passed April 7th, 1830;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Snyder, from the said committee, reported progress, and asked for and obtained leave to sit again.

*Ordered*, That the usual number of copies of the amendment offered by Mr. Herttell in committee of the whole when on the said bill, be printed for the use of the Legislature.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to revive an act entitled 'An act to incorporate the Oneida insurance company,' passed March 23d, 1832, and to extend the time for organizing the same;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Winfield, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read

the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Schenectady savings bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Dusenbury, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Bowery savings bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Wheeler, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

And then the House adjourned until eleven o'clock to-morrow morning.

## SATURDAY, FEBRUARY 15, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the county of Cayuga, praying for the passage of an act establishing a State agricultural school, was read, and referred to the committee on agriculture.

The petition of the commissioners of highways, and sundry other inhabitants of Saratoga-Springs in the county of Saratoga, praying for the passage of an act authorising them to assess an additional sum of money on the inhabitants of said town, for the support of roads and bridges therein, was read, and referred to a select committee, consisting of Mr. Marvin, Mr. Morehouse and Mr. Grinnell.

Two several petitions of sundry inhabitants of the counties of Ontario and Monroe, praying for the construction of a rail-road from Buffalo in the county of Erie, through Batavia, Caledonia, Rush, Mendon, Victor and Canandaigua, to Geneva in the county of Ontario, were read, and referred to the committee on rail-roads.

The petition of J. E. Smith & Co. praying for the passage of an act authorising the Canal Board to make the petitioners an addi-

to the committee on trade and manufactures; and the bill entitled "An act to alter the name of the town of Port-Bay in the county of Wayne," was referred to the committee on the erection and division of towns and counties, severally to consider and report thereon.

The engrossed bill entitled "An act to incorporate the Schenectady savings bank," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Fox	Mr. A. J. Parker
Mr. Anthony	Mr. Gardner	Mr. I. S. Parker
Mr. Bagley	Mr. Gordon	Mr. J. H. Parker
Mr. Barnes	Mr. Grinnell	Mr. Parkhurst
Mr. Bartle	Mr. Groom	Mr. Patterson
Mr. Beardslee	Mr. Guinnip	Mr. Ringgold
Mr. Beckoven	Mr. Haight	Mr. Robertson
Mr. Bogardus	Mr. Hall	Mr. O. Robinson
Mr. Bostwick	Mr. Hasbrouck	Mr. Ruggles
Mr. Bowne	Mr. Herttell	Mr. Schermerhorn
Mr. Brasher	Mr. Hough	Mr. Smith
Mr. Brown	Mr. Humphrey	Mr. Speaker
Mr. Bull	Mr. Jackson	Mr. Staats
Mr. Cargill	Mr. Kernan	Mr. Stafford
Mr. Case	Mr. Kingman	Mr. Stevenson
Mr. Cash	Mr. Le Fever	Mr. Stone
Mr. Chamberlin	Mr. Lewis	Mr. Sumner
Mr. Church	Mr. Livingston	Mr. Terry
Mr. Clark	Mr. Lockwood	Mr. Titus
Mr. Coe	Mr. Mabbett	Mr. Todd
Mr. Conklin	Mr. Marvin	Mr. Tompkins
Mr. Collin	Mr. M'Keon	Mr. Wait
Mr. Crosby	Mr. M'Knight	Mr. Ward
Mr. Cuykendall	Mr. Mersereau	Mr. West
Mr. Dana	Mr. Mitchell	Mr. Wheaton
Mr. Degrauw	Mr. Morehouse	Mr. Wheeler
Mr. Drake	Mr. Morrell	Mr. Whipple
Mr. Dusenbury	Mr. Morris	Mr. Willes
Mr. Dyer	Mr. Myers	Mr. Winfield
Mr. Emmons	Mr. Myrick	Mr. Wood
Mr. Enos	Mr. Orr	Mr. Yates
Mr. Fleming	Mr. Palmer	Mr. Young

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The engrossed bill entitled "An act to incorporate the Bowery savings bank," was read the third time.

The ayes and nays being required by ten members,

Those who voted in the negative are

Mr. Angel	Mr. Cuykendall	Mr. Nichols
Mr. Anthony	Mr. Dana	Mr. Orr
Mr. Bartle	Mr. Degrauw	Mr. Osborne
Mr. Beardslee	Mr. Grinnell	Mr. J. H. Parker
Mr. Bockoven	Mr. Groom	Mr. Parkhurst
Mr. Bogardus	Mr. Hall	Mr. O. Robinson
Mr. Bostwick	Mr. Hasbrouck	Mr. Ruggles
Mr. Bowne	Mr. Johnson	Mr. Speaker
Mr. Brown	Mr. Kernan	Mr. Staats
Mr. Bull	Mr. Kingman	Mr. Strong
Mr. Campbell	Mr. Le Fever	Mr. Sumner
Mr. Cargill	Mr. Livingston	Mr. Terry
Mr. Church	Mr. Lockwood	Mr. Titus
Mr. Clark	Mr. Marvin	Mr. Wheeler
Mr. Coe	Mr. M'Knight	Mr. Willes
Mr. Conklin	Mr. Mersereau	Mr. Winfield
Mr. Collin	Mr. Morehouse	Mr. Young
Mr. Culver	Mr. Morris	

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Those who voted in the affirmative are

Mr. Bagley	Mr. Grover	Mr. A. J. Parker
Mr. Brasher	Mr. Guinnip	Mr. Patterson
Mr. Case	Mr. Haight	Mr. Ringgold
Mr. Cash	Mr. Harris	Mr. Robertson
Mr. Chamberlin	Mr. Herttell	Mr. Snyder
Mr. Clary	Mr. Humphrey	Mr. Stafford
Mr. Crosby	Mr. Jackson	Mr. Stevenson
Mr. Drake	Mr. Jones	Mr. Stone
Mr. Dusenbury	Mr. Lewis	Mr. Thomson
Mr. Dyer	Mr. M'Keon	Mr. Todd
Mr. Emmons	Mr. Mitchell	Mr. Wait
Mr. Enos	Mr. Morrell	Mr. West
Mr. Fleming	Mr. Myers	Mr. Wheaton
Mr. Gardner	Mr. Myrick	Mr. Whipple
Mr. Germond	Mr. Palmer	Mr. Wood
Mr. Gordon		

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Thereupon,

Mr. Beardslee made a motion that the House should agree to reconsider its vote on laying the said resolution on the table.

Debates were had thereon; and the question being put whether the House would agree to the motion of Mr. Beardslee, it was determined in the negative.

{ NAYS 54 }  
{ AYES 44 }

The ayes and noes being required by ten members,

Those who voted in the negative are

Mr. Anderson	Mr. Degrauw	Mr. Myrick
Mr. Angel	Mr. Drake	Mr. Nichols
Mr. Anthony	Mr. Grinnell	Mr. Orr
Mr. Bartle	Mr. Groom	Mr. Osborne
Mr. Bockoven	Mr. Hall	Mr. J. H. Parker
Mr. Bogardus	Mr. Hasbrouck	Mr. Parkhurst
Mr. Bostwick	Mr. Johnson	Mr. O. Robinson
Mr. Bowne	Mr. Kernan	Mr. Ruggles
Mr. Brown	Mr. Kingman	Mr. Speaker
Mr. Campbell	Mr. Le Fever	Mr. Staats
Mr. Cargill	Mr. Livingston	Mr. Strong
Mr. Clark	Mr. Lockwood	Mr. Sumner
Mr. Coe	Mr. Marvin	Mr. Terry
Mr. Conklin	Mr. M'Knight	Mr. Titus
Mr. Collin	Mr. Mersereau	Mr. Wheeler
Mr. Culver	Mr. Morehouse	Mr. Willes
Mr. Cuykendall	Mr. Morrell	Mr. Winfield
Mr. Dana	Mr. Morris	Mr. Young

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Those who voted in the affirmative are

Mr. Bagley	Mr. Germond	Mr. A. J. Parker
Mr. Beardslee	Mr. Gordon	Mr. Patterson
Mr. Brasher	Mr. Grover	Mr. Ringgold
Mr. Case	Mr. Guinnip	Mr. Robertson
Mr. Cash	Mr. Haight	Mr. Snyder
Mr. Chamberlin	Mr. Harris	Mr. Stafford
Mr. Church	Mr. Herttell	Mr. Stevenson
Mr. Clary	Mr. Humphrey	Mr. Stone
Mr. Crosby	Mr. Jackson	Mr. Todd
Mr. Dusenbury	Mr. Jones	Mr. Wait
Mr. Dyer	Mr. Lewis	Mr. West
Mr. Emmons	Mr. M'Keon	Mr. Wheaton
Mr. Enos	Mr. Mitchell	Mr. Whipple
Mr. Fleming	Mr. Myers	Mr. Wood
Mr. Gardner	Mr. Palmer	

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Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Erie, praying for an increase of the capital stock of the Bank of Buffalo, reported the following resolution:

*Resolved,* That the prayer of the petitions asking for an increase to the capital of the Bank of Buffalo, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Montgomery, praying for the incorporation of a bank, to be located at Fort-Plain in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for a bank, to be located at Canajoharie in the county of Montgomery, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Wayne, praying for the incorporation of a bank, to be located at Lyons in said county, reported the following resolution:

*Resolved*, That the prayer of the petitions for the incorporation of a bank, to be located at Lyons in the county of Wayne, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Ulster, praying for the incorporation of a bank, to be located in the village of Ulster in said county, by the name and style of the Ulster Village Bank, reported a bill, entitled "An act to incorporate the president, directors and company of the Ulster village bank in the county of Ulster;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Humphrey, from the committee on canals and internal improvements, to which was referred the petition of the directors of the Auburn Canal Company, praying for the passage of a law reviving and confirming their charter, reported a bill, entitled "An act to renew the charter of the Auburn and Owasco canal company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Cargill, from the committee on the incorporation of charitable and religious societies, to which was referred the petition of sundry inhabitants of the city of New-York, praying for a revival of the charter of the Hibernian Provident Society of the city of New-York, reported a bill, entitled "An act to revive and continue the charter of the Hibernian provident society of the city of New-York;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the Schenectady savings bank;" the engrossed bill entitled "An act to incorporate the Bowery savings bank;" and

for an act regulating the weighing of beef in the public markets in the city of New-York, were read, and referred to the committee on trade and manufactures.

The petition of the president, directors and company of the Mount-Hope and Lumberland Turnpike Company, for an amendment of their charter, with a remonstrance against the same from sundry inhabitants of the counties of Orange and Sullivan, were read, and referred to a select committee, consisting of the members attending this House from the counties of Orange and Sullivan.

The petition of sundry inhabitants of the county of St. Lawrence, praying for the construction of the Black river canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Columbia, praying for the incorporation of a bank, to be located at Kinderhook in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Major-General John Brown of the county of Dutchess, praying for the exemption of the military from tolls on the Dutchess turnpike road, was read, and committed to the committee of the whole when on the bill to which it relates.

Two several petitions of sundry inhabitants of the counties of Genesee, Allegany and Cattaraugus, praying for the incorporation of a bank, to be located at the village of Warsaw in the county of Genesee, with a capital of one hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chautauque, praying for the passage of an act authorising Joseph Bullard to pursue the botanic practice of medicine, and to collect his fees by law therefor, was read, and referred to the committee on medical subjects.

The petition of sundry inhabitants of the counties of Chautauque and Erie, praying for the passage of an act to reduce the tolls for crossing the Cattaraugus bridge, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The memorial of sundry inhabitants of the counties of Tioga and Steuben, praying for the repeal of the act incorporating the Hector and Catharine Turnpike Road and Bridge Company, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry physicians and surgeons in the city of New-York, praying for the repeal of the last clause of the act to regulate the practice of physic and surgery, passed April 7, 1830, with a remonstrance of sundry inhabitants of the county of Oswego against the same, were read, and committed to the committee of the whole when on the bill upon that subject.

The memorial of twelve thousand and twenty-three mechanics, manufactures, and sundry other citizens of the city of New-York, praying that all mechanical branches of labor may be prohibited in

of Delaware, to the Hudson river, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the village of Binghamton, praying for the incorporation of said village, was read, and referred to the committee on the incorporation of cities and villages.

The petition of the trustees of the village of Auburn, praying for an amendment of their charter, was read, and referred to a select committee, consisting of the members attending this House from the county of Cayuga.

The petition of sundry inhabitants of the counties of Herkimer and Montgomery, praying for the incorporation of the East Creek Turnpike Company, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Tioga, praying for the incorporation of a bank, to be located at Owego in said county, reported a bill, entitled "An act to incorporate the president, directors and company of the Bank of Owego;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of the Troy Turnpike and Rail-Road Company, to alter and amend their charter, reported; and asked leave to introduce a bill.

[See Document No. 191.]

*Ordered*, That leave be given to bring in such bill.

Mr. Angel, according to leave, brought in the said bill, entitled "An act to amend an act entitled 'An act to incorporate the Troy turnpike and rail-road company,' passed April 18th, 1831;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of the president, directors and company of the First Great Southwestern Turnpike Company, for an amendment of their charter, reported; and asked leave to introduce a bill.

[See Document No. 188.]

*Ordered*, That leave be given to bring in such bill.

Mr. Angel, according to leave, brought in the said bill, entitled "An act to revive and continue the power and authority heretofore vested in the president and directors of the First Great Southwes-



tern turnpike road company, and for the amendment of the same;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Onondaga, praying for the appointment of commissioners for laying out a road from Skaneateles to Camillus in the county of Onondaga, reported a bill, entitled "An act to appoint commissioners to lay out a road from Skaneateles to Camillus in the county of Onondaga;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the city of Troy, praying for an amendment of the act entitled "An act to incorporate the Troy and Schenectady McAdam turnpike company," passed April 30th, 1833, reported a bill, entitled "An act to amend an act entitled 'An act to incorporate the Troy and Schenectady McAdam turnpike company,' passed April 30th, 1833;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the petition of the trustees of the village of Salem in the county of Washington, praying for an amendment of their charter, reported a bill, entitled "An act to enlarge the boundaries of the village of Salem in the county of Washington, and to amend the act entitled 'An act to vest certain powers in the freeholders and inhabitants of the village of Salem in the county of Washington,' passed April 4th, 1830;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Robertson, from the committee on claims, to which was referred the petition of John Melick, praying for the passage of a law to refund to him the sum of eighty dollars, paid by him to the Treasurer of this State for a pedler's license, reported; and offered the following resolution:

[See Document No. 312.]

*Resolved*, That the prayer of the petitioner ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Ruggles, from the committee on the militia and public defence, to which was referred the bill entitled "An act to exempt certain persons therein mentioned, from the performance of military duty," reported; and recommended that the bill be rejected.

[See Document No. 190.]

*Ordered*, That the said bill and report be committed to a committee of the whole house.

Mr. Myers, from the select committee to which was referred the memorial of the mayor, aldermen and commonalty of the city of New-York, relative to the passage of an act to authorise the widening of Wooster-street, reported a bill, by the unanimous consent of the House, entitled "An act to widen Wooster-street from Eighth-street to Fourteenth-street in the city of New-York;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. A. J. Parker, from the select committee to which was referred the petition of sundry inhabitants of the county of Schoharie, praying for the passage of a law to prevent fishing in certain ponds in said county, reported; and offered the following resolution:

[See Document No. 317.]

*Resolved*, That the prayer of the petitioners ought not to be granted, and that leave be given to withdraw their petition.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Marvin, from the select committee to which was referred the petition of the commissioners of highways, and other inhabitants of Saratoga-Springs, for a law to raise an additional sum of money for the support of roads and bridges in the said town, reported; and asked leave to introduce a bill.

[See Document No. 187.]

*Ordered*, That leave be given to bring in such bill.

Mr. Marvin, according to leave, brought in the said bill, entitled "An act relative to roads and bridges in the town of Saratoga-Springs in the county of Saratoga;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A message from the Senate was read, informing that they have passed the bill entitled "An act to extend the time for the collection of taxes in the town of Rotterdam in the county of Schenectady;" and the bill entitled "An act explanatory of an act for the erection of a court-house and jail in the county of Kings, passed April 25th, 1833," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

The Senate sent for concurrence, a bill entitled "An act to incorporate the Fishkill iron company," and a bill entitled "An act to alter the name of the town of Port-Bay in the county of Wayne."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act to incorporate the Fishkill iron company," was referred

to the committee on trade and manufactures; and the bill entitled "An act to alter the name of the town of Port-Bay in the county of Wayne," was referred to the committee on the erection and division of towns and counties, severally to consider and report thereon.

The engrossed bill entitled "An act to incorporate the Schenectady savings bank," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Fox	Mr. A. J. Parker
Mr. Anthony	Mr. Gardner	Mr. I. S. Parker
Mr. Bagley	Mr. Gordon	Mr. J. H. Parker
Mr. Barnes	Mr. Grinnell	Mr. Parkhurst
Mr. Bartle	Mr. Groom	Mr. Patterson
Mr. Beardslee	Mr. Guinnip	Mr. Ringgold
Mr. Beckoven	Mr. Haight	Mr. Robertson
Mr. Bogardus	Mr. Hall	Mr. O. Robinson
Mr. Bostwick	Mr. Hasbrouck	Mr. Ruggles
Mr. Bowne	Mr. Herttell	Mr. Schermerhorn
Mr. Brasher	Mr. Hough	Mr. Smith
Mr. Brown	Mr. Humphrey	Mr. Speaker
Mr. Bull	Mr. Jackson	Mr. Staats
Mr. Cargill	Mr. Kernan	Mr. Stafford
Mr. Case	Mr. Kingman	Mr. Stevenson
Mr. Cash	Mr. Le Fever	Mr. Stone
Mr. Chamberlin	Mr. Lewis	Mr. Sumner
Mr. Church	Mr. Livingston	Mr. Terry
Mr. Clark	Mr. Lockwood	Mr. Titus
Mr. Coe	Mr. Mabbett	Mr. Todd
Mr. Conklin	Mr. Marvin	Mr. Tompkins
Mr. Collin	Mr. M'Keon	Mr. Wait
Mr. Crosby	Mr. M'Knight	Mr. Ward
Mr. Cuykendall	Mr. Mersereau	Mr. West
Mr. Dana	Mr. Mitchell	Mr. Wheaton
Mr. Degrauw	Mr. Morehouse	Mr. Wheeler
Mr. Drake	Mr. Morrell	Mr. Whipple
Mr. Dusenbury	Mr. Morris	Mr. Willes
Mr. Dyer	Mr. Myers	Mr. Winfield
Mr. Emmons	Mr. Myrick	Mr. Wood
Mr. Enos	Mr. Orr	Mr. Yates
Mr. Fleming	Mr. Palmer	Mr. Young

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The engrossed bill entitled "An act to incorporate the Bowery savings bank," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 97 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. A. J. Parker
Mr. Angel	Mr. Gordon	Mr. I. S. Parker
Mr. Anthony	Mr. Grinnell	Mr. J. H. Parker
Mr. Bagley	Mr. Grover	Mr. Parkhurst
Mr. Barnes	Mr. Guinnip	Mr. Patterson
Mr. Bartle	Mr. Haight	Mr. Ringgold
Mr. Beardslee	Mr. Hall	Mr. Robertson
Mr. Bockoven	Mr. Hasbrouck	Mr. Ruggles
Mr. Bogardus	Mr. Herttell	Mr. Schermerhorn
Mr. Bostwick	Mr. Hough	Mr. Smith
Mr. Brasher	Mr. Humphrey	Mr. Speaker
Mr. Brown	Mr. Jackson	Mr. Staats
Mr. Bull	Mr. Jones	Mr. Stafford
Mr. Cargill	Mr. Kernan	Mr. Stevenson
Mr. Case	Mr. Kingman	Mr. Stone
Mr. Cash	Mr. Le Fever	Mr. Strong
Mr. Chamberlin	Mr. Lewis	Mr. Sumner
Mr. Church	Mr. Livingston	Mr. Terry
Mr. Clark	Mr. Lockwood	Mr. Titus
Mr. Coe	Mr. Mabbett	Mr. Todd
Mr. Conklin	Mr. Marvin	Mr. Tompkins
Mr. Collin	Mr. M'Keon	Mr. Wait
Mr. Crosby	Mr. M'Knight	Mr. Ward
Mr. Cuykendall	Mr. Mersereau	Mr. West
Mr. Dana	Mr. Mitchell	Mr. Wheaton
Mr. Degrauw	Mr. Morrell	Mr. Wheeler
Mr. Drake	Mr. Morris	Mr. Whipple
Mr. Dusenbury	Mr. Myers	Mr. Willes
Mr. Dyer	Mr. Myrick	Mr. Winfield
Mr. Emmons	Mr. Orr	Mr. Wood
Mr. Enos	Mr. Osborne	Mr. Yates
Mr. Fleming	Mr. Palmer	Mr. Young
Mr. Fox		

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The engrossed bill entitled "An act to revive an act entitled 'An act to incorporate the Oneida insurance company,' passed March 23d, 1832, and to extend the time for organizing the same," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. Palmer
Mr. Angel	Mr. Fox	Mr. A. J. Parker
Mr. Anthony	Mr. Gardner	Mr. I. S. Parker
Mr. Bagley	Mr. Gordon	Mr. J. H. Parker
Mr. Barnes	Mr. Grinnell	Mr. Parkhurst
Mr. Bartle	Mr. Groom	Mr. Patterson
Mr. Beardslee	Mr. Grover	Mr. Ringgold
Mr. Bockoven	Mr. Guinnip	Mr. Robertson
Mr. Bogardus	Mr. Haight	Mr. Ruggles
Mr. Bostwick	Mr. Hall	Mr. Schermerhorn
Mr. Bowne	Mr. Herttell	Mr. Smith
Mr. Brasher	Mr. Hough	Mr. Speaker
Mr. Brown	Mr. Humphrey	Mr. Staats
Mr. Bull	Mr. Jackson	Mr. Stafford
Mr. Cargill	Mr. Jones	Mr. Stevenson
Mr. Cash	Mr. Kernan	Mr. Stone
Mr. Chamberlin	Mr. Kingman	Mr. Strong
Mr. Church	Mr. Le Fever	Mr. Sumner
Mr. Clark	Mr. Lewis	Mr. Terry
Mr. Coe	Mr. Livingston	Mr. Titus
Mr. Conklin	Mr. Lockwood	Mr. Todd
Mr. Collin	Mr. Marvin	Mr. Tompkins
Mr. Crosby	Mr. M'Keon	Mr. Wait
Mr. Cuykendall	Mr. M'Knight	Mr. Ward
Mr. Dana	Mr. Mersereau	Mr. Wheaton
Mr. Degrauw	Mr. Mitchell	Mr. Wheeler
Mr. Drake	Mr. Morrell	Mr. Whipple
Mr. Dusenbury	Mr. Morris	Mr. Willes
Mr. Dyer	Mr. Myers	Mr. Winfield
Mr. Emmons	Mr. Myrick	Mr. Wood
Mr. Enos	Mr. Orr	Mr. Yates
Mr. Fleming	Mr. Osborne	Mr. Young

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Drake gave notice that he would, on some future day, ask leave to introduce a bill, to amend article sixth of title first of chapter fifth of part second of the Revised Statutes, entitled "Of voluntary assignments of a debtor imprisoned in execution in civil causes."

Mr. McKeon offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the standing committee on State prisons and penitentiaries, be directed to inquire into the expediency of erecting in each of the counties of this State, establishments (to be called houses of detention) for the purpose of securing persons arrested for crime.

*Ordered*, That the said resolution be laid upon the table.

*Ordered*, That Mr. Healy have leave of absence for six days, Mr. Spafard for ten days, Mr. Thomson for two weeks, Mr. Culver and Mr. Arnold for five days each, Mr. Butrick for ten days, and Mr. Campbell for one week.

Mr. Marvin offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the resolution which passed this House on Saturday last, in relation to the Tompkins County Bank, be reconsidered.

Debates were had thereon; and without taking the question, the House adjourned till eleven o'clock to-morrow morning.

## TUESDAY, FEBRUARY 18, 1834.

The House met pursuant to adjournment.

Two several petitions of sundry inhabitants of the counties of Queens and Lewis, praying for a repeal of the law which exempts church property and the property of clergymen from taxation, were read, and referred to the committee on ways and means.

The remonstrance of the president and directors of the Bethpage Turnpike Road Company, against the incorporation of the Long Island Rail-Road Company, was read, and committed to the committee of the whole when on the bill to which it relates.

Four several petitions of sundry inhabitants of the county of Tompkins, praying for authority to establish temperance houses without the payment of license therefor, and for other purposes, were read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Tompkins, praying for legislative aid in constructing a rail-road from Lake Erie to New-York, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the county of Tompkins, praying for the incorporation of a bank, to be located at Ithaca in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the counties of Madison, Cayuga and Tompkins, praying the repeal of the law abolishing imprisonment for debt, with three several remonstrances against the same, were read, and referred to the committee on the judiciary.

The petition of Laurence Schermerhorn of the county of Schenectady, praying remuneration for damages alleged to have been sustained by the construction of the Erie canal, was read, and referred to the committee on claims.

Two several petitions of sundry drovers and farmers, praying

for an act regulating the weighing of beef in the public markets in the city of New-York, were read, and referred to the committee on trade and manufactures.

The petition of the president, directors and company of the Mount-Hope and Lumberland Turnpike Company, for an amendment of their charter, with a remonstrance against the same from sundry inhabitants of the counties of Orange and Sullivan, were read, and referred to a select committee, consisting of the members attending this House from the counties of Orange and Sullivan.

The petition of sundry inhabitants of the county of St. Lawrence, praying for the construction of the Black river canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Columbia, praying for the incorporation of a bank, to be located at Kinderhook in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Major-General John Brown of the county of Dutchess, praying for the exemption of the military from tolls on the Dutchess turnpike road, was read, and committed to the committee of the whole when on the bill to which it relates.

Two several petitions of sundry inhabitants of the counties of Genesee, Allegany and Cattaraugus, praying for the incorporation of a bank, to be located at the village of Warsaw in the county of Genesee, with a capital of one hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Chautauque, praying for the passage of an act authorising Joseph Bullard to pursue the botanic practice of medicine, and to collect his fees by law therefor, was read, and referred to the committee on medical subjects.

The petition of sundry inhabitants of the counties of Chautauque and Erie, praying for the passage of an act to reduce the tolls for crossing the Cattaraugus bridge, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The memorial of sundry inhabitants of the counties of Tioga and Steuben, praying for the repeal of the act incorporating the Hector and Catharine Turnpike Road and Bridge Company, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry physicians and surgeons in the city of New-York, praying for the repeal of the last clause of the act to regulate the practice of physic and surgery, passed April 7, 1830, with a remonstrance of sundry inhabitants of the county of Oswego against the same, were read, and committed to the committee of the whole when on the bill upon that subject.

The memorial of twelve thousand and twenty-three mechanics, manufactures, and sundry other citizens of the city of New-York, praying that all mechanical branches of labor may be prohibited in

State prisons, was read, and referred to the select committee on that subject, of which Mr. Humphrey is chairman.

The petition of sundry inhabitants of the village of Otego in the county of Otsego, praying for the incorporation of said village, was read, and referred to the committee on the incorporation of cities and villages.

The petition of William More of Ticonderoga in the county of Essex, praying for the establishment of a ferry across Lake Champlain, and a grant to him of the exclusive right to the same for the term of ten years, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The memorial of sundry inhabitants of the town of Westport in the county of Essex, praying for the incorporation of an academy, to be located at the village of Westport in said county, was read, and referred to the committee on colleges, academies and common schools.

The petition of John Drum and Barnes Gleason, praying for the correction of an error alleged to have occurred in the payment of monies upon certain lands therein mentioned, was read, and referred to the Commissioners of the Land-Office.

The remonstrance of sundry inhabitants of the county of Ontario, against constructing a canal to unite the waters of the Canandaigua lake with the Erie canal, was read, and referred to the committee on canals and internal improvements.

The remonstrance of sundry inhabitants of the town of Virgil in the county of Cortland, against the division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The petition of Plynm Darby and sundry other inhabitants, praying that an additional allowance may be made to said Plynm Darby, a sub-contractor on the Champlain canal, was read, and referred to the committee on canals and internal improvements.

The petition of Lyman Littlefield and Joseph Campbell, praying remuneration for damages alleged to have been sustained by the overflowing of the surplus waters of the Champlain canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the village of New-Woodstock in the county of Madison, praying for the passage of an act to incorporate an academy in said village, was read, and referred to the committee on colleges, academies and common schools.

Two several remonstrances of sundry inhabitants of the county of Rensselaer, against the extension of the charter of the Berlin and Poestenkill Turnpike Company, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The remonstrance of sundry inhabitants of the county of Rensselaer, against the amendment of the Troy turnpike and rail-road charter, and for relief from the effects of said charter, was read, and committed to the committee of the whole when on the bill to which it relates.



## THURSDAY, FEBRUARY 20, 1834.

The House met pursuant to adjournment.

The remonstrance of sundry inhabitants of the town of Phelps in the county of Ontario, against the construction of a canal from the Canandaigua lake to the Erie canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Oneida, praying for the repeal of the law which exempts the property of clergymen, and church property, from taxation, was read, and referred to the committee on ways and means.

The remonstrance of sundry inhabitants of the county of Seneca, against the repeal of the last clause of the law of 1830, relating to the practice of physic and surgery, was read, and committed to the committee of the whole when on the bill to which it relates.

The memorial of the president, directors and company of the Huntington and Smithtown Turnpike Company, against the passage of an act to incorporate the Long Island Rail-Road Company, was read, and committed to a committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Tioga, praying for the incorporation of a bank, to be located at Owego in said county, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Delaware, praying for the incorporation of a bank, to be located at Delhi in said county, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a company to construct a rail-road from Buffalo to Geneva, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the county of Broome, praying for the incorporation of a bank, to be located at Owego in the county of Tioga, were read, and committed to the committee of the whole when on the bill to which they relate.

The remonstrance of sundry inhabitants of the county of Columbia, against the repeal of the act abolishing imprisonment for debt, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the town of Gaines in the county of Orleans, praying for the repeal of the act subjecting certain debts owing to non-residents, to taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the town of Carlton, praying for the passage of an act authorising the supervisors of the county of Orleans to raise money to build a bridge across the Oak-orchard creek in the town of Carlton in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

of Riga in the county of Monroe;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of sundry inhabitants of the county of Steuben, praying for a renewal of the charter of the Bath and Crooked Lake Rail-Road Company, and to amend the same, reported a bill, entitled "An act to revive the act entitled 'An act to incorporate the Bath and Crooked lake rail-road company,' and to amend the same;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Cuykendall, from the committee on claims, to which was referred the petition of Wessel Ten Broeck, praying for relief for labor done on the turnpike road leading from Burlington to Ithaca, reported; and offered the following resolution:

[See Document No. 192.]

*Resolved*, That the prayer of the petitioner, Wessel Ten Broeck, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. M'Keon, from the committee on colleges, academies and common schools, to which was referred the petition of sundry inhabitants of the county of Wayne, praying for the incorporation of the Clyde High School, reported a bill, entitled "An act to incorporate the Clyde high school;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the petition of the trustees of Jefferson Academy in the county of Schoharie, praying for pecuniary relief, reported a bill, entitled "An act for the relief of the Jefferson academy;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the select committee to which was referred the report of the trustees of the Capitol, in relation to the construction of the park fence, and the improvement of the grounds connected with the Capitol, reported; and asked leave to introduce a bill.

[See Document No. 205.]

*Ordered*, That leave be given to bring in such bill.

Mr. Beardslee, according to leave, brought in the said bill, entitled "An act to amend an act entitled 'An act relative to the Capitol, and the grounds connected therewith and belonging to the people of this State,' passed April 14th, 1832;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to whom was referred the petition of William Young of the town of Lyons in the county of Wayse, praying for damages sustained by him in consequence of the works at the aqueduct over Mud creek in said town, reported; and offered the following resolution:

[See Document No. 208.]

*Resolved*, That the prayer of the petitioner, William Young, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Poughkeepsie female seminary," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of Montgomery and Herkimer, praying for the incorporation of the East Creek Turnpike Company, reported a bill, entitled "An act to incorporate the East creek turnpike company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of Curtis Peck, for the passage of a law authorising him to erect a wharf in the town of Rye in the county of Westchester, reported; and offered the following resolution:

[See Document No. 210.]

*Resolved*, That the prayer of the petition of Curtis Peck, for authority to build a wharf at Sawpit harbor, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Bowne, from the select committee to which was referred the petition of James O. Morse and others, praying for the passage of a law authorising the building a new jail in the county of Otsego, reported; and asked leave to introduce a bill.

[See Document No. 200.]

*Ordered*, That leave be given to bring in such bill.

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or modification of the law of 1833, taxing the debts of non-residents, were read, and referred to the committee on ways and means.

Three several petitions of sundry inhabitants of the counties of Dutchess and Columbia, praying for the passage of an act regulating the weighing of beef in the public market in the city of New-York, were read, and referred to the committee on trade and manufactures.

Three several remonstrances of sundry inhabitants of the town of Almond, Allegany county, against the division of said town, were read, and referred to the committee on the erection and division of towns and counties.

Two several petitions of sundry inhabitants of the counties of Sullivan and Allegany, praying for the total repeal of the law abolishing imprisonment for debt, were read, and referred to the committee on the judiciary.

Two several petitions of sundry inhabitants of the county of Washington, praying for the incorporation of a bank, to be located at Union village in said county, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Tioga, praying for the extension of the Chenango canal from Binghamton to Owego, was read, and referred to the committee on canals and internal improvements.

The memorial of sundry inhabitants of the county of Tioga, in relation to temperance houses, was read, and referred to the committee on the judiciary.

Two several petitions of sundry inhabitants of the county of Otsego, praying for the construction of a road by the State, from the Chenango valley, through the county of Delaware, to the Hudson river, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Ontario, praying for the passage of an act authorising the draining of the Flint creek and Nettle valley swamp, was read, and referred to a select committee, consisting of Mr. Mitchell, Mr. Clark and Mr. Osborne.

The remonstrance of sundry inhabitants of the county of Rensselaer, against the amendment of the charter of the Troy Turnpike and Rail-Road Company, was read, and committed to the committee of the whole when on the bill to which it relates.

Seven several petitions of sundry inhabitants of the counties of Chenango, Oneida and Saratoga, praying for the continuance of the existing law relative to the practice of botanic physicians, were read, and committed to the committee of the whole when on the bill upon that subject.

The petition of John Enders, praying for the passage of an act granting to him the use of the surplus waters flowing over the canal dam at Fort Hunter in the county of Montgomery, was read, and referred to the Canal Commissioners.

Two several petitions of sundry inhabitants of the county of Genesee, praying for the incorporation of a bank, to be located at the village of Warsaw in said county, with a capital of one hundred thousand dollars, were read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Esther Chase of the town of Marshall in the county of Oneida, setting forth that a certain lot of land owned by her, has, by mistake, been sold by the Comptroller for taxes, and praying relief in the premises, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Otsego, praying for the passage of an act authorising the erection of a new jail in said county, was read, and referred to a select committee, consisting of the members attending this House from the county of Otsego.

The petition of sundry inhabitants of the county of Kings, praying for the incorporation of a bank, to be located at Williamsburgh in said county, with a capital of two hundred thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several remonstrances of sundry inhabitants of the county of Ontario, against constructing a canal to unite the waters of the Canandaigua lake with the Erie canal, were read, and referred to the committee on canals and internal improvements.

The remonstrance of sundry inhabitants of the town of Marbletown in the county of Ulster, against levying a tax upon the inhabitants of said town, for building a bridge across the Esopus creek, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The remonstrance of sundry inhabitants of the town of Kortright in the county of Delaware, against the division of that town, was read, and referred to the committee on the erection and division of towns and counties.

Two several petitions of sundry inhabitants of the town of Bennington in the county of Genesee, praying for the incorporation of a company to construct a rail-road from the termination of the Tonewanta rail-road at Attica in said county, to the city of Buffalo, were read, and committed to the committee of the whole when on the bill upon that subject.

Mr. Haight, from the committee on the judiciary, to which was referred the engrossed bill from the Senate, entitled "An act concerning the proof of wills," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the petition of the trustees of the Albany Female Seminary, praying for an alteration of their

charter, reported a bill, entitled "An act to amend the charter of the Albany female seminary;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. O. Robinson, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the towns of Harpersfield, Stamford and Kortright, praying that part of the towns of Harpersfield and Kortright may be annexed to the town of Stamford, reported a bill, entitled "An act to annex part of the towns of Harpersfield and Kortright to the town of Stamford;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to authorise the erection of a new court-house in the county of Chautauque."

Also the bill entitled "An act authorising the trustees of school district number twelve in the town of Chenango, to sell a school lot."

W. L. MARCY.

*Albany, February 19, 1834.*

The annual report of James A. Buckbee, an inspector of domestic distilled spirits in the city of Albany, was received and read.

[See Document No. 245.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The Senate sent for concurrence, a bill entitled "An act to incorporate the Poughkeepsie female seminary."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to the committee on colleges, academies and common schools, to consider and report thereon.

The House then again proceeded to the consideration of the resolution heretofore offered by Mr. Marvin; the same was again read, in the words following, to wit:

*Resolved*, That the resolution which passed this House on Saturday, in relation to the Tompkins County Bank, be reconsidered.

Debates were had thereon; and without taking any question, the House adjourned till eleven o'clock to-morrow morning.

## THURSDAY, FEBRUARY 20, 1834.

The House met pursuant to adjournment.

The remonstrance of sundry inhabitants of the town of Phelps in the county of Ontario, against the construction of a canal from the Canandaigua lake to the Erie canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Oneida, praying for the repeal of the law which exempts the property of clergymen, and church property, from taxation, was read, and referred to the committee on ways and means.

The remonstrance of sundry inhabitants of the county of Seneca, against the repeal of the last clause of the law of 1830, relating to the practice of physic and surgery, was read, and committed to the committee of the whole when on the bill to which it relates.

The memorial of the president, directors and company of the Huntington and Smithtown Turnpike Company, against the passage of an act to incorporate the Long Island Rail-Road Company, was read, and committed to a committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Tioga, praying for the incorporation of a bank, to be located at Owego in said county, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Delaware, praying for the incorporation of a bank, to be located at Delhi in said county, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a company to construct a rail-road from Buffalo to Geneva, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the county of Broome, praying for the incorporation of a bank, to be located at Owego in the county of Tioga, were read, and committed to the committee of the whole when on the bill to which they relate.

The remonstrance of sundry inhabitants of the county of Columbia, against the repeal of the act abolishing imprisonment for debt, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the town of Gaines in the county of Orleans, praying for the repeal of the act subjecting certain debts owing to non-residents, to taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the town of Carlton, praying for the passage of an act authorising the supervisors of the county of Orleans to raise money to build a bridge across the Oak-orchard creek in the town of Carlton in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Mr. Winfield, from the committee on medical subjects, to which was referred the petition of a number of inhabitants of the county of Chautauque, to authorise Joseph Bullard, a botanic physician of the county aforesaid, to practise with botanic medicines, and to collect his debts for such services, reported; and offered the following resolution:

[See Document No. 206.]

*Resolved*, That the committee be discharged from the further consideration of the subject, and that the petitioners have leave to withdraw their petition.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Chautauque, praying for a reduction of the rates of toll for crossing the Cattaraugus bridge, reported a bill, entitled "An act to amend an act entitled 'An act authorising John Mack, James E. Mack and Samuel T. Barr to build a toll-bridge over Cattaraugus creek,' passed March 22d, 1822;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of Peter L. Minor of the county of Erie, praying for authority to erect and maintain a dam across Ransom creek in the town of Amherst in said county, reported a bill, entitled "An act to authorise Peter L. Minor to erect a dam and locks upon Ransom creek in the town of Amherst, Erie county;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of the supervisors and sundry other inhabitants of the county of Allegany, praying that the west ten miles of the Bath and Lake Erie turnpike in the said county, may be made a public highway, reported; and asked leave to introduce a bill.

[See Document No. 202.]

*Ordered*, That leave be given to bring in such bill.

Mr. Fleming, according to leave, brought in the said bill, entitled "An act to discontinue the west ten miles of the Bath and Lake Erie turnpike;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.



Mr. Ingalls, from the committee on claims, to whom was referred the petition of William Young of the town of Lyons in the county of Wayne, praying for damages sustained by him in consequence of the works at the aqueduct over Mud creek in said town, reported; and offered the following resolution:

[See Document No. 208.]

*Resolved*, That the prayer of the petitioner, William Young, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Poughkeepsie female seminary," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of Montgomery and Herkimer, praying for the incorporation of the East Creek Turnpike Company, reported a bill, entitled "An act to incorporate the East creek turnpike company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of Curtis Peck, for the passage of a law authorising him to erect a wharf in the town of Rye in the county of Westchester, reported; and offered the following resolution:

[See Document No. 210.]

*Resolved*, That the prayer of the petition of Curtis Peck, for authority to build a wharf at Sawpit harbor, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Bowne, from the select committee to which was referred the petition of James O. Morse and others, praying for the passage of a law authorising the building a new jail in the county of Otsego, reported; and asked leave to introduce a bill,

[See Document No. 200.]

*Ordered*, That leave be given to bring in such bill.

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Mr. Bowne, according to leave, brought in the said bill, entitled "An act to authorise the board of supervisors of the county of Otsego to raise money to build a jail;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A communication from the Commissioners of the Land-Office, was received and read, in the words following, to wit:

The Commissioners of the Land-Office, on the petition of Anthony Rhodes and others, referred to them by the Honorable the Assembly, respectfully report:

[See Document No. 199.]

*Ordered*, That the said report be referred to a select committee, consisting of Mr. O. Robinson, Mr. Shays and Mr. Gordon.

A communication from H. Bleecker, a Regent of the University, was received and read, in the words following, to wit:

SIR,

I hereby resign the office of a Regent of the University, and request you to communicate my resignation to the Assembly.

I am, with great respect,

Your obedient servant,

H. BLEECKER.

TO THE SPEAKER OF THE ASSEMBLY.

*Ordered*, That the said communication be laid upon the table.

The House then again proceeded to the consideration of the resolution heretofore offered by Mr. Marvin; the same was again read, in the words following, to wit:

*Resolved*, That the resolution which passed this House on Saturday, in relation to the Tompkins County Bank, be reconsidered.

Debates were had thereon; and by the unanimous consent of the House, the resolution was withdrawn.

*Ordered*, That Mr. Orr have leave of absence for one week.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Whipple; the same was again read, in the words following, to wit:

*Resolved*, That this House will meet hereafter at ten o'clock in the forenoon.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the negative.

On motion of Mr. Bartle,

*Resolved*, That the petition of William Young be referred to the Canal Commissioners.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act relating to taxing the property of rail-road companies;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and ob-

tained leave to bring in a bill, entitled "An act to amend title first of chapter tenth of part first of the Revised Statutes;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the militia and public defence.

Mr. Chamberlin gave notice that he would, at some future day, ask leave to bring in a bill to amend the Revised Statutes in relation to the laying out of highways.

Mr. Wheeler gave notice that he would, at some future day, ask leave to introduce a bill, entitled "An act relative to the collectors of the towns of Putnam and Dresden in the county of Washington."

*Ordered*, That the select committee be discharged from the further consideration of the bill entitled "An act to amend an act entitled 'An act for establishing a clerk's office of the supreme court in the village of Canandaigua in the county of Ontario,' passed February 27th, 1829, and an act amending the same, passed March 31st, 1830;" and that the same be recommitted to a committee of the whole house.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend an act entitled 'An act to subject certain debts owing to non-residents, to taxation,' passed April 27, 1833;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Mabbett, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal an act entitled 'An act concerning the practice of physic and surgery in this State,' passed April 7th, 1830;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Snyder, from the said committee, reported, that in proceeding upon the said bill, it was ascertained there was not a quorum of the members present.

Thereupon,

For want of a quorum, Mr. Speaker adjourned the House until eleven o'clock to-morrow morning.

## FRIDAY, FEBRUARY 21, 1834.

The House met pursuant to adjournment.

*Ordered*, That Mr. Myers, Mr. Stevenson, Mr. Anderson, Mr. Temple, Mr. Shays, Mr. McKnight, Mr. Phelps, Mr. Bull and Mr. Osborne, be a committee under and in pursuance of the fifty-first rule of this House.

The memorial of sundry inhabitants of the counties of Cayuga, Seneca, Ontario, Wayne and Monroe, praying for the incorporation of a company to construct a rail-road from Auburn to Rochester, was read, and referred to the committee on rail-roads.

Three several remonstrances of sundry inhabitants of the counties Wayne and Ontario, against the construction of a canal from the Canandaigua lake to the Erie canal, were read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Chenango, praying for the passage of an act prohibiting the taking of fish from the Unadilla river, and from certain ponds in the county of Chenango, for the term of two years, was read, and referred to a select committee, consisting of the members attending this House from the county of Chenango.

Two several petitions of sundry inhabitants of the counties of Otsego and Delaware, praying for the construction of a road by the State, from the valley of the Chenango, through the county of Delaware, to the Hudson river, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Delaware, praying for the incorporation of a bank, to be located at Delhi in said county, was read, and committed to the committee of the whole when on the bill to which it relates.

Two several remonstrances of sundry inhabitants of the counties of Madison and Onondaga, against the repeal of the law which allows botanic practice, were read, and committed to the committee of the whole when on the bill upon that subject.

The petition of sundry inhabitants of the county of Herkimer, praying for the repeal of the law appointing commissioners to lay out a road from Bennett's corners to Fort-Plain, was read, and committed to the committee of the whole when on the bill upon that subject.

Three several petitions of sundry inhabitants of the county of Herkimer, praying for the incorporation of a company to construct a rail-road from Little-Falls to Nicholasville in said county, were read, and referred to the committee on rail-roads.

Five several petitions of sundry inhabitants of the counties of Genesee and Erie, praying for the incorporation of a company to construct a rail-road from Tonawanta to Buffalo, were read, and committed to the committee of the whole when on the bill to which it relates.

Two several petitions of sundry inhabitants of the county of Ontario, praying for the repeal of the law abolishing imprisonment for debt, were read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Jefferson, praying for the incorporation of a company to construct a turnpike road from Rome to Sacket's-Harbor, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry settlers on the Holland purchase, praying for the repeal of the act of 1833, subjecting certain debts due to non-residents, to taxation, was read, and referred to the committee on ways and means.

The petition of sundry dealers in grain, of the village of Canajoharie, praying that the office of measurer general of grain in the city of New-York, may be abolished, was read, and referred to the committee on trade and manufactures.

Two several petitions of sundry inhabitants of the county of Yates, and sundry merchants of the city of New-York, praying for an alteration of the present system of State prison discipline, were read, and referred to the select committee upon that subject, of which Mr. Humphrey is chairman.

The petition of sundry inhabitants of the county of Jefferson, praying for the passage of an act authorising the levying of a tax upon horses kept for the improvement of the stock of that animal, was read, and referred to the committee on agriculture.

Two several petitions of sundry inhabitants of the county of Chenango, praying for the construction of a McAdam road from Albany to Owego, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the counties of Monroe and Livingston, praying for the endowment of a State agricultural institution, and for some efficient legislative provision for the extirpation of the Canada thistle, was read, and referred to the committee on agriculture.

The petition of sundry inhabitants of the county of Tompkins, praying for such amendment of the Revised Statutes, as to authorise the granting of licenses to temperance houses, (so called,) without any tax beyond the legal fees for licenses and bonds, was read, and referred to the committee on the judiciary.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the town of Yorktown in the county of Westchester, praying for the passage of a law authorising the laying out of a road through a certain orchard in said town, reported a bill, entitled "An act to lay out a public highway through an orchard in the town of Yorktown, county of Westchester;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the committee on rail-roads, to which was

referred the petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a company to construct a rail-road from Medina in the county of Orleans, to the Alexander and Buffalo road in the county of Genesee, reported a bill, entitled "An act to incorporate the Medina and Darien rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of the president, directors and company of the Leather Manufacturers' Bank, praying for an increase of the capital stock of the said bank, reported the following resolution:

*Resolved*, That the prayer of the petition asking for an increase of the capital stock of the Leather Manufacturers' Bank, located in the city of New-York, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Broome, praying for the incorporation of a bank, to be located at Binghamton in said county, reported the following resolution:

*Resolved*, That the prayer of the petition asking for the charter of a bank, to be located at Binghamton in the county of Broome, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city of New-York, praying for the incorporation of the Commercial Bank, reported a bill, entitled "An act to incorporate the president, directors and company of the Commercial Bank in the city of New-York;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Cortland, praying for the incorporation of a bank, to be located at Cortlandville in said county, reported a bill, entitled "An act to incorporate the president, directors and company of the Cortland county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Gordon, from the committee on State prisons, to which was referred the petition of Levi S. Burr, praying for an investigation into the conduct of the officers of the Sing-Sing Prison, reported; and offered the following resolution:

[See Document No. 211.]

**Resolved,** That the prayer of the petitioner ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Robertson, from the committee on claims, to which was referred the petition of Gertrude Gates, widow of John Gates deceased, of the city of Albany, praying for military bounty lands, reported a bill, entitled "An act for the relief of Gertrude Gates;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Strong, from the committee on canals and internal improvements, to which was referred the petition of Samuel Eaton, praying for the passage of an act authorising the Canal Commissioners to cause his damages to be appraised, by reason of water being diverted from his saw-mill, reported; and offered the following resolution:

[See Document No. 212.]

**Resolved,** That the prayer of the petitioner ought not to be granted, and that he have leave to withdraw his petition.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Haight, from the committee on the judiciary, to which was referred the engrossed bill from the Senate, entitled "An act to amend the act concerning escheats,," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

**Ordered,** That the said bill be committed to a committee of the whole house.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the village of Binghamton in the county of Broome, praying for the incorporation of said village, reported a bill, entitled "An act to incorporate the village of Binghamton;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of the president and directors of the Philipstown Turnpike Road Company in the county of Putnam, praying for authority to abandon a part of their road, reported a bill, entitled "An act to amend an act entitled 'An act to incorporate the Philipstown turnpike company in the county of Putnam,' passed April 14th, 1815;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of Jacob Trumbour

and others, praying for the incorporation of a company to construct a turnpike road in the counties of Ulster and Greene, reported a bill, entitled "An act to incorporate the Plattekill turnpike road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the engrossed bill from the Senate, entitled "An act in relation to town meetings," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

Thereupon,

Mr. Beardslee made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Beardslee, and it was unanimously determined in the affirmative.

Mr. Bull, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the village of Alexander in the county of Genesee, praying for the incorporation of said village, reported a bill, entitled "An act to incorporate the village of Alexander in the county of Genesee;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Honorable the Assembly, the petition of Joseph E. Smith & Co, respectfully report:

[See Document No. 209.]

*Ordered*, That the said report be referred to the committee on claims.

A communication from the Comptroller, was received and read, in the words following, to wit:

COMPTROLLER'S OFFICE, }  
Albany, February 21, 1834. }

TO THE ASSEMBLY:

The Comptroller, on the reference from the Assembly, of the petition of Watson Dunham, respectfully reports:

[See Document No. 203.]

*Ordered*, That the said report be referred to the committee on claims.

The annual report of the New-York Dry Dock Company, was received and read.

[See Document No. 240.]



**Ordered,** That the said report be referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend an act entitled 'An act to subject certain debts owing to non-residents, to taxation,' passed April 27th, 1833," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

**Resolved,** That the bill do pass.

**Ordered,** That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act in relation to town meetings," was read the third time.

**Resolved,** That the bill do pass.

**Ordered,** That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

Mr. Brasher offered for the consideration of the House, a resolution, with a recital, in the words following, to wit:

Whereas the twenty-second day of February is the anniversary of the birthday of George Washington:

Therefore,

**Resolved,** That when this House adjourns, it will adjourn to meet again on Monday morning next, at eleven o'clock.

Thereupon,

Mr. Nichols made a motion that the House should agree to amend the said resolution, by striking out of the same the word *eleven*, and inserting *ten* in lieu thereof.

Mr. Speaker put the question whether the House would agree to the motion of Mr. Nichols, and it was determined in the negative.

{ NAYS 60 }  
{ AYES 38 }

The ayes and noes being required by ten members,

Those who voted in the negative are

Mr. Anthony	Mr. Fox	Mr. Osborne
Mr. Archibald	Mr. Gordon	Mr. Palmer
Mr. Barnes	Mr. Groom	Mr. A. J. Parker
Mr. Beardslee	Mr. Harris	Mr. Parkhurst
Mr. Bockoven	Mr. Hone	Mr. Patterson
Mr. Bostwick	Mr. Humphrey	Mr. Robertson
Mr. Bowne	Mr. Hunt	Mr. J. P. Robinson
Mr. Brasher	Mr. Ingalls	Mr. Ruggles
Mr. Bull	Mr. Jackson	Mr. Shays
Mr. Cargill	Mr. Kernan	Mr. Snyder
Mr. Case	Mr. Livingston	Mr. Speaker

Mr. Chamberlin	Mr. Lockwood	Mr. Strong
Mr. Clark	Mr. Mabbett	Mr. Terry
Mr. Crosby	Mr. Marvin	Mr. Todd
Mr. Cuykendall	Mr. M'Keon	Mr. Ward
Mr. Dusenbury	Mr. M'Knight	Mr. West
Mr. Dyer	Mr. Mersereau	Mr. Wheeler
Mr. Ellithorp	Mr. Mitchell	Mr. Willes
Mr. Emmons	Mr. Myers	Mr. Wood
Mr. Fowler	Mr. Myrick	Mr. Wright

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Those who voted in the affirmative are

Mr. Anderson	Mr. Hall	Mr. Staats
Mr. Angel	Mr. Hasbrouck	Mr. Stafford
Mr. Bartle	Mr. Hough	Mr. Stevenson
Mr. Bogardus	Mr. Johnson	Mr. Stone
Mr. Brown	Mr. Jones	Mr. Temple
Mr. Cash	Mr. Le Fever	Mr. Titus
Mr. Church	Mr. Lewis	Mr. Tompkins
Mr. Clary	Mr. Morehouse	Mr. Wheaton
Mr. Coe	Mr. Morrell	Mr. Whipple
Mr. Dana	Mr. Nichols	Mr. Williams
Mr. Grinnell	Mr. I. S. Parker	Mr. Winfield
Mr. Grover	Mr. O. Robinson	Mr. Yates
Mr. Haight	Mr. Schermerhorn	

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Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Mabbett gave notice that he would, on some future day, ask leave to introduce a bill, altering the present mode of appointing inspectors of turnpikes.

In pursuance of previous notice, Mr. Wheeler asked for and obtained leave to bring in a bill, entitled "An act relating to the collection of taxes in the towns of Putnam and Dresden in the county of Washington;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Chamberlin asked for and obtained leave to bring in a bill, entitled "An act to amend part first, chapter sixteenth, title first, article fourth of the Revised Statutes, and in addition thereto;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Myrick asked for and obtained leave to bring in a bill, entitled "An act for the survey of a road from Whitehall in the county of Washington, to Port Henry in the county of Essex;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Mr. Wright offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, (if the Senate concur herein,) That so much of the joint resolution passed by the Legislature of this State at the session of 1831, as prohibits the Canal Commissioners leasing the surplus waters of the Hudson and Mohawk rivers belonging to the State, be, and is hereby rescinded.

*Ordered*, That the said resolution be laid upon the table.

*Ordered*, That Mr. J. H. Parker have leave of absence for two weeks, and Mr. Sumner for seven days.

Four several remonstrances of sundry inhabitants of the counties of Oneida and Chenango, against a repeal of the last clause of the law of 1830, allowing botanic practice, were read, and committed to the committee of the whole when on the bill to which they relate.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal an act entitled 'An act concerning the practice of physic and surgery,' passed April 7th, 1830;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shyder, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, altered the title to "An act to amend an act entitled 'An act concerning the practice of physic and surgery in this State,' passed April 7th, 1830," and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read.

Thereupon,

Mr. Hertell made a motion that the House should agree to amend the report of the committee, by inserting as the third and fourth sections of the said bill, two several sections in the words following, to wit:

"§ 3. That each and every authorised practitioner of physic and surgery in this State, shall be deemed a professor or professors, who shall open or institute a medical and surgical school, and give public lectures in those sciences, with the aid of such materials and apparatus, and for the like term of time, and on the like subjects of instruction, as is usual in the incorporated colleges of physicians and surgeons in this State; and for which purpose, the aforesaid professors shall be entitled to obtain the materials for anatomical knowledge, or the necessary subjects for illustrating the sciences of physic and surgery, on the like conditions, and in the like manner, as the said incorporated colleges are now by law authorised to do.

"§ 4. That it shall be competent for each and all such professors to hold public examinations of their students, and to recommend such as they find deserving, to the censors of the medical society of the county in which such student or students shall have received instruction as aforesaid, to be examined by the said censors as to their qualifications to practise physic and surgery; and the said censors shall take into consideration the propriety of granting diplomas, conferring the degree of doctor of medicine and surgery

upon such students as shall be so recommended and examined, and found to be duly qualified, in like manner as are the candidates recommended by the trustees of any incorporated college of physicians in this State."

Mr. Speaker put the question whether the House would agree to the motion of Mr. Herttell, and it was determined in the negative.

{ NAYS 80 }  
{ AYES 18 }

The ayes and nays being required by ten members,

Those who voted in the negative are

Mr. Anderson	Mr. Groom	Mr. O. Robinson
Mr. Angel	Mr. Grover	Mr. J. P. Robinson
Mr. Anthony	Mr. Haight	Mr. Ruggles
Mr. Archibald	Mr. Hall	Mr. Schermerhorn
Mr. Barnes	Mr. Harris	Mr. Shays
Mr. Beardslee	Mr. Hasbrouck	Mr. Snyder
Mr. Bostwick	Mr. Hough	Mr. Speaker
Mr. Bowne	Mr. Humphrey	Mr. Staats
Mr. Brown	Mr. Ingalls	Mr. Stafford
Mr. Case	Mr. Jackson	Mr. Stevenson
Mr. Cash	Mr. Johnson	Mr. Stone
Mr. Chamberlin	Mr. Jones	Mr. Strong
Mr. Church	Mr. Kingman	Mr. Temple
Mr. Clark	Mr. Le Fever	Mr. Terry
Mr. Clary	Mr. Livingston	Mr. Todd
Mr. Coe	Mr. Lockwood	Mr. Tompkins
Mr. Collin	Mr. Marvin	Mr. Ward
Mr. Crosby	Mr. Mitchell	Mr. West
Mr. Cuykendall	Mr. Morehouse	Mr. Wheaton
Mr. Dyer	Mr. Morrell	Mr. Wheeler
Mr. Ellithorp	Mr. Nichols	Mr. Willes
Mr. Emmons	Mr. Osborne	Mr. Williams
Mr. Enos	Mr. Palmer	Mr. Winfield
Mr. Fowler	Mr. A. J. Parker	Mr. Wright
Mr. Fox	Mr. L. S. Parker	Mr. Yates
Mr. Germond	Mr. Patterson	Mr. Young
Mr. Grinnell	Mr. Ringgold	

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Those who voted in the affirmative are

Mr. Bogardus	Mr. Hone	Mr. Myrick
Mr. Bull	Mr. Hunt	Mr. Parkhurst
Mr. Cargill	Mr. Mabbett	Mr. Robertson
Mr. Dusenbury	Mr. M'Keon	Mr. Titus
Mr. Fleming	Mr. Mersereau	Mr. Whipple
Mr. Herttell	Mr. Myers	Mr. Wood

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In further proceeding upon the same, Mr. Staats made a motion that the House should agree to amend the report of the committee of the whole, by striking out of the said bill the second section thereof, which was read in the words following, to wit:

"§ 2. The act hereby amended, shall not be so construed as to apply to any person or persons who shall, without fee or reward, use or apply for the benefit of any sick person, any roots, barks or herbs, the growth or produce of the United States."

Mr. Speaker put the question whether the House would agree to the motion of Mr. Staats, and it was determined in the negative.

{ NAYS 44 }  
{ AYES 40 }

The ayes and nays being required by ten members,

Those who voted in the negative are,

Mr. Bockoven	Mr. Hone	Mr. Ruggles
Mr. Bogardus	Mr. Hunt	Mr. Schermerhorn
Mr. Brown	Mr. Ingalls	Mr. Shays
Mr. Bull	Mr. Jackson	Mr. Stafford
Mr. Coe	Mr. Johnson	Mr. Temple
Mr. Collin	Mr. Livingston	Mr. Terry
Mr. Cuykendall	Mr. Mabbett	Mr. Titus
Mr. Dusenbury	Mr. Marvin	Mr. Todd
Mr. Ellithorp	Mr. Morehouse	Mr. Ward
Mr. Enos	Mr. Myers	Mr. Wheeler
Mr. Fleming	Mr. Myrick	Mr. Whipple
Mr. Fox	Mr. A. J. Parker	Mr. Wood
Mr. Grover	Mr. Parkhurst	Mr. Wright
Mr. Harris	Mr. Robertson	Mr. Yates
Mr. Herttell	Mr. J. P. Robinson	

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Those who voted in the affirmative are

Mr. Angel	Mr. Fowler	Mr. Palmer
Mr. Anthony	Mr. Grinnell	Mr. I. S. Parker
Mr. Barnes	Mr. Groom	Mr. Patterson
Mr. Beardslee	Mr. Haight	Mr. Snyder
Mr. Bowne	Mr. Hall	Mr. Speaker
Mr. Cash	Mr. Hough	Mr. Staats
Mr. Chamberlin	Mr. Humphrey	Mr. Stevenson
Mr. Church	Mr. Jones	Mr. Stone
Mr. Clark	Mr. Le Fever	Mr. Tompkins
Mr. Clary	Mr. Lockwood	Mr. West
Mr. Crosby	Mr. M'Keon	Mr. Wheaton
Mr. Degrauw	Mr. Morrell	Mr. Williams
Mr. Dyer	Mr. Osborne	Mr. Winfield
Mr. Emmons		

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Mr. Speaker put the question whether the House would agree with the committee of the whole in their said report, and it was determined in the affirmative.

{ AYES 59 }  
{ NAYS 23 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Barnes	Mr. Grover	Mr. Parkhurst
Mr. Beardslee	Mr. Harris	Mr. Patterson
Mr. Bockhoven	Mr. Herttell	Mr. Robertson
Mr. Bogardus	Mr. Hone	Mr. Ruggles
Mr. Brown	Mr. Hough	Mr. Schermerhorn
Mr. Cash	Mr. Hunt	Mr. Snyder
Mr. Chamberlain	Mr. Ingalls	Mr. Stafford
Mr. Coe	Mr. Jackson	Mr. Temple
Mr. Collin	Mr. Jones	Mr. Terry
Mr. Crosby	Mr. Lefever	Mr. Titus
Mr. Cuykendall	Mr. Livingston	Mr. Todd
Mr. Degrauw	Mr. Lockwood	Mr. Ward
Mr. Dusenbury	Mr. Mabbett	Mr. West
Mr. Dyer	Mr. Marvin	Mr. Wheeler
Mr. Ellithorp	Mr. M'Knight	Mr. Whipple
Mr. Emmons	Mr. Myers	Mr. Winfield
Mr. Enos	Mr. Myrick	Mr. Wood
Mr. Fleming	Mr. Osborne	Mr. Wright
Mr. Fowler	Mr. A. J. Parker	Mr. Yates
Mr. Fox	Mr. I. S. Parker	

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Those who voted in the negative are

Mr. Anthony	Mr. Haight	Mr. Shays
Mr. Bowne	Mr. Hall	Mr. Speaker
Mr. Bull	Mr. Humphrey	Mr. Staats
Mr. Church	Mr. Lewis	Mr. Stevenson
Mr. Clark	Mr. M'Keon	Mr. Stone
Mr. Clary	Mr. Morrell	Mr. Tompkins
Mr. Grinnell	Mr. Palmer	Mr. Williams
Mr. Groom	Mr. J. P. Robinson	

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*Ordered,* That the bill be engrossed.

And then the House adjourned until eleven o'clock on Monday morning next.

## MONDAY, FEBRUARY 24, 1834.

The House met pursuant to adjournment.

The petition of Benjamin Cock of the county of Queens, praying for authority to change his name, was read, and referred to the committee on the judiciary.

The memorial of sundry inhabitants of the county of Orange, praying the aid of the State in the construction of the New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

Two several remonstrances of sundry inhabitants of the city of New-York, residing in Waverly place, and of the University of the city of New-York, against the widening of Wooster-street in said city, were read, and committed to the committee of the whole when on the bill to which they relate.

The petition of sundry inhabitants of the city of New-York, praying for the incorporation of a marine insurance company, to be located in said city, with a capital of two hundred and fifty thousand dollars, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry students of the Medical Academy at Castleton, Vermont, residents of the State of New-York, praying for the incorporation of a medical college, to be located at the city of Albany, was read, and referred to the committee on medical subjects.

The petition of sundry inhabitants of the village of Fulton in the county of Oswego, praying for the incorporation of said village, was read, and referred to the committee on the incorporation of cities and villages.

The petition of the trustees of the First Baptist Society in the county of Niagara, praying for the passage of an act authorising them to make partition of their church lot, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Onondaga, praying for the incorporation of a bank, to be located at Manlius in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the counties of Onondaga and Cortland, praying for legislative aid in the construction of a road from Syracuse in the county of Onondaga, to Homer in the county of Cortland, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Delaware, praying for the construction of a McAdam road by the State, from the valley of the Chenango, to the Hudson river, through the county of Delaware, was read, and referred to the committee on the

establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The remonstrance of sundry inhabitants of the village of Bath, against the incorporation of said village, was read, and committed to a committee of the whole when on the bill to which it relates.

The petition of Benajah Byington, praying for pecuniary aid from the State, for the purpose of enabling him to bore for rock salt in the town of Salina in the county of Onondaga, was read, and referred to the committee on the manufacture of salt.

Five several remonstrances of sundry inhabitants of the counties Ontario and Wayne, against the construction of a canal from the Canandaigua lake to the Erie canal, were read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Herkimer, praying for the repeal of the act appointing commissioners to lay out a road from Bennett's corners to Fort-Plain, was read, and committed to the committee of the whole when on the bill upon that subject.

The petition of sundry inhabitants of the county of Orleans, praying for the repeal of the act subjecting debts due to non-residents, to taxation, was read, and referred to the committee on ways and means.

The petition of the supervisors of the county of St. Lawrence, relative to foreign paupers, was read, and referred to the committee on the judiciary.

The petition of Stillman Foot, praying for relief in relation to a certain judgment against him, in favor of the people of this State, was read, and referred to the committee on claims.

The memorial of sundry inhabitants of the city of New-York, relative to the paper money system, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the counties of Genesee and Livingston, praying for the passage of an act authorising the sum of two thousand dollars to be levied and collected in said counties, for the purpose of building a bridge across the Genesee river at St. Helena, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The memorial of J. L. Richardson and others, praying that the corporation of the village of Auburn may not be extended south of its present limits, was read, and referred to a select committee, consisting of the members attending this House from the county of Cayuga.

Three several petitions of sundry inhabitants of the counties of Saratoga, Otsego and Kings, praying for the repeal of the act exempting church property from taxation, were read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the county of Tioga, praying for such amendment of the excise law as to authorise the licensing temperance houses, (so called,) without any charge except



the legal fees for granting the license therefor, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a company to construct a rail-road from Warsaw to the village of Le Roy in said county, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the town of Alexander in the county of Genesee, praying for the incorporation of a company to construct a rail-road from the village of Medina in the county of Orleans, to Darien in the county of Genesee, was read, and referred to the committee on rail-roads.

Three several remonstrances of sundry inhabitants of the counties of Saratoga, Washington and Warren, against the construction of a rail-road from Saratoga-Springs to Whitehall, were read, and committed to the committee of the whole when on the bill upon that subject.

A communication from one of the judges of the court of common pleas of the county of Saratoga, supplementary to the memorial of the said judges heretofore presented, was read, and referred to the committee on the judiciary.

The petition of Mary Johnson, administratrix of the estate of Isaac D. Johnson deceased, praying that a law may be passed, authorising the surrogate of the county of Greene to grant an order for the sale of so much of the real estate of said Johnson as will be sufficient to discharge his debts, was read, and referred to the committee on the judiciary.

The memorial of three hundred and eighty manufacturers of marble mantles, and other ornamental marble work in the city of New-York, praying protection against the present system of State prison labor, was read, and referred to the select committee upon that subject, of which Mr. Humphrey is chairman.

Two several petitions of the Young Men's Association of the city of Albany, and the Common Council of the city of Albany, respectively praying for the incorporation of a medical school in the city of Albany, were read, and referred to the committee on medical subjects.

The petition of Phineas Waller of the town of Windsor in the county of Broome, praying for the confirmation of the title to certain lands therein mentioned, was read, and referred to the Commissioners of the Land-Office.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the memorial of the president and directors of the Croton Turnpike Road, praying for an amendment of their charter, reported a bill, entitled "An act to amend an act entitled 'An act to incorporate the Croton turnpike company,' passed April 6th, 1807;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike

companies, to which was referred the petition of sundry inhabitants of the town of Ulysses in the county of Tompkins, praying for authority to appropriate a part of their poor fund for the erection and support of certain bridges therein, reported a bill, entitled "An act to authorise a part of the poor fund of the town of Ulysses, to be applied toward the support of roads and bridges in said town;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of Ulster county, asking for a law to raise the sum of two thousand dollars by a tax on said county, to build a bridge over the Rondout creek at the village of Eddyville, reported; and offered the following resolution:

[See Document No. 217.]

*Resolved*, That the prayer of the petition for a law to levy a tax on the inhabitants of Ulster county, of two thousand dollars, to build a bridge over the Rondout creek at Eddyville, be denied.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the town of Marbletown in the county of Ulster, for a law to raise by tax on said town the sum of eight hundred dollars, to build a bridge over the Esopus creek in said town, reported; and offered the following resolution:

[See Document No. 215.]

*Resolved*, That the prayer of the petition asking the passage of a law to raise the sum of eight hundred dollars by tax on the town of Marbletown in the county of Ulster, to build a bridge over the Esopus creek in said town, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the petition of John Willson, praying for a quantity of land, or such commutation in money as the Legislature shall think proper to grant, reported; and asked leave to introduce a bill.

[See Document No. 216.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of John Willson;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Orleans, praying for the incorporation of a bank, to be located at Albion in said county, reported a bill, entitled "An act to incorporate the president, directors and company of the Bank of Orleans;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city of Albany, praying for the incorporation of a bank, to be located in said city, reported a bill, entitled "An act to incorporate the president, directors and company of the City bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of sundry inhabitants of the county of Herkimer, praying for the incorporation of a company to construct a rail-road from Little-Falls to Nicholsville, reported a bill, entitled "An act to incorporate the Manheim and Salisbury rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Monroe, praying for the incorporation of a bank, to be located at Rochester in said county, by the name and style of the Mechanics' Bank of Rochester, reported the following resolution:

*Resolved*, That the prayer of the several petitions praying for the incorporation of a bank, to be called the Mechanics' Bank of Rochester in the county of Monroe, with a capital of three hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the counties of Genesee, Allegany and Cattaraugus, praying for the incorporation of a bank, to be located at Warsaw in the county of Genesee, reported the following resolution:

*Resolved*, That the prayer of the several petitions praying for the incorporation of a bank, to be located at Warsaw in the county of Genesee, with a capital of one hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Myers, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a

committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act authorising the corporation of the city of Troy to borrow money, and to raise money by tax;" the bill entitled "An act altering the name of Sarah L. Matterson;" the bill entitled "An act authorising the clerk of Delaware county to transcribe a docket of common pleas judgments in his office;" the bill entitled "An act to revive an act authorising the sale of certain lands in the village of Lewiston, passed April 16th, 1829;" the bill entitled "An act relating to the courts of common pleas and general sessions of the peace for the county of Saratoga;" the bill entitled "An act authorising the board of supervisors of Herkimer county to raise money to complete the jail, and for other purposes;" the bill entitled "An act to provide for filling vacancies in the office of constable in the city of Albany;" the bill entitled "An act for the relief of Wiley Nichols," and the bill entitled "An act directing the sale to Daniel Hadcocks of two hundred acres of land in the Oneida reservation."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act authorising the corporation of the city of Troy to borrow money, and to raise money by tax," be referred to a select committee, consisting of Mr. Titus, Mr. Bull and Mr. Staats; that the bill entitled "An act altering the name of Sarah L. Matterson," be referred to a select committee, consisting of Mr. Cargill, Mr. Robertson and Mr. Dana; that the bill entitled "An act authorising the clerk of Delaware county to transcribe a docket of common pleas judgments in his office," be referred to a select committee, consisting of Mr. Strong, Mr. Gordon and Mr. Nichols; that the bill entitled "An act to revive an act authorising the sale of certain lands in the village of Lewiston, passed April 16th, 1829," be referred to a select committee, consisting of Mr. J. H. Parker, Mr. Grinnell and Mr. Fleming; that the bill entitled "An act relating to the courts of common pleas and general sessions of the peace for the county of Saratoga, be referred to a select committee, consisting of Mr. Gordon, Mr. Marvin and Mr. Wright; that the bill entitled "An act authorising the board of supervisors of Herkimer county to raise money to complete the jail, and for other purposes," be referred to a select committee, consisting of Mr. O. Robinson, Mr. Beardslee and Mr. I. S. Parker; that the bill entitled "An act to provide for filling vacancies in the office of constable in the city of Albany," be referred to a select committee, consisting of Mr. Haight, Mr. Staats and Mr. Strong; that the bill entitled "An act for the relief of Wiley Nichols," be referred to a select committee, consisting of Mr. Todd, Mr. Bagley and Mr. Fox; and that the bill entitled "An act directing the sale to Daniel Hadcocks of two hundred acres of land in the Oneida reservation," be referred to a select committee, consisting of Mr. Clark, Mr. Stafford and Mr.

Beardslee, to be by the said committees severally reported complete.

The annual reports (as amended) of Nathaniel Challes, Dayton H. Fuller, Thomas L. Ostrom and Edward S. Fuller, inspectors of lumber in the county of Rensselaer, were received and read.

[See Documents No. 257, 255, 260, 256.]

*Ordered*, That the said reports be referred to the committee on trade and manufactures.

The annual report of Nathaniel Parmeter, an inspector of sole leather in the county of St. Lawrence, was received and read.

[See Document No. 258.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of the Cohoes Company, respectfully report:

[See Document No. 227.]

*Ordered*, That the said report be referred to the committee on canals and internal improvements.

The annual report of the Dutchess County Bank, was received and read.

[See Document No. 251.]

*Ordered*, That the said report be referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend an act entitled 'An act concerning the practice of physic and surgery in this State,' passed April 7th, 1830," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Clary gave notice that he would, on some future day, ask leave to introduce a bill, to amend the Revised Statutes in relation to costs.

*Ordered*, That Mr. Guinnip, Mr. A. J. Parker and Mr. Bogardus have leave of absence for ten days each; Mr. Bartle for two weeks, Mr. Dyer for six days, Mr. Younglove for four weeks, Mr. Coe for two weeks, and Mr. Chamberlin for two weeks.

On motion of Mr. Hough,

*Resolved*, That the affidavit of Michael Braddock, herewith presented to the House, be received, and referred to the Canal Commissioners, to whom the petition of Jacob Van Dorn has been referred.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Wright; the same was again read, in the words following, to wit:

*Resolved*, (if the Senate concur herein,) That so much of the joint resolution passed by the Legislature of this State at the session of 1831, as prohibits the Canal Commissioners leasing the surplus waters of the Hudson and Mohawk rivers belonging to the State, be, and is hereby rescinded.

*Ordered*, That the said resolution be referred to the Canal Commissioners.

On motion of Mr. Myers,

*Resolved*, That the president of the New-York Life Insurance and Trust Company, be requested to furnish to this House, within ten days, a list of their agents, with the date of their appointments by that company, from the first of January, 1831, to the present time; and if any such have resigned or been removed, that the dates of such resignations and removals be designated on said list; and also that the said president be requested to furnish to this House, the names of the stockholders of said company, and the amount of stock owned by each on the first of January last.

*Resolved*, That the Clerk of this House is hereby directed to furnish a copy of this resolution to William Bard, esquire, now in this city.

In pursuance of previous notice, Mr. Mabbett asked for and obtained leave to bring in a bill, entitled "An act amending the Revised Statutes in relation to the inspectors of turnpikes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act for liquidating the claims of Jacob Trumpbour;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Anderson, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until eleven o'clock to-morrow morning.

**TUESDAY, FEBRUARY 25, 1834.**

**The House met pursuant to adjournment.**

Six several remonstrances of sundry inhabitants of the county of Wayne, against the construction of a canal from Canandaigua lake to the Erie canal, were read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Washington, praying for the incorporation of a company to construct a turnpike road from Fort-Ann to North-Granville, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Three several memorials of sundry inhabitants of the county of Tompkins, relative to temperance houses, were read, and referred to the committee on the judiciary.

The remonstrance of Samuel S. Seeley, agent and superintendent of the Hector and Catharine Turnpike Road Company, against the repeal of the law incorporating said company, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Tompkins, praying that the provisions of the act relative to incorporations for manufacturing purposes, passed April 14th, 1817, may be extended to the county of Tompkins, and for other purposes therein mentioned, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a company to construct a rail-road from Warsaw to Le Roy, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Schenectady, praying for the passage of an act in relation to raising the bank of the canal between the city of Schenectady and the first lock westward, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Ontario, praying for the incorporation of a company to construct a rail-road from Auburn to Rochester, was read, and referred to the committee on rail-roads.

The petition of the collectors of taxes in the city of Albany, praying for an extension of the time for making their returns, was read, and referred to a select committee, consisting of the members attending this House from the city and county of Albany.

The petition of sundry inhabitants of the city of Albany, inspectors of staves and heading, praying for an alteration of the law regulating the inspection of staves and heading, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the county of Steuben, praying the aid of the State in the construction of the New-York

and Erie rail-road, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Rensselaer, praying for pecuniary aid for the improvement of agriculture, was read, and referred to the committee on agriculture.

The petition of sundry inhabitants of the county of Erie, praying relief from the operation of the State prison system of this State, was read, and referred to the select committee on that subject, of which Mr. Humphrey is chairman.

The petition of Henry James and others of the county of Saratoga, praying remuneration for damages alleged to have been sustained by the construction of a dam by the State across the Hudson river at Troy, was read, and referred to the committee on claims.

The remonstrance of sundry inhabitants of the town of Augusta in the county of Oneida, against a division of said town, was read, and committed to a committee of the whole when on the bill to which it relates.

The remonstrance of sundry inhabitants of the town of Cohocton in the county of Steuben, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Tioga, praying for the repeal of the law abolishing imprisonment for debt, was read, and referred to the committee on the judiciary.

The petition of Jefferson Bartlett of the county of Tioga, praying for the passage of an act authorising him to use the surplus waters of the Chemung canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the city of New-York, praying for the incorporation of a bank, to be located in said city, by the name and style of the Firemen's Bank of the said city, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Orleans, praying for the repeal of the act subjecting certain debts due to non-residents, to taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the city of New-York, praying for the incorporation of the Institute of Accountants of the State of New-York, was read, and referred to the committee on colleges, academies and common schools.

The petition of sundry inhabitants of the county of Kings, praying for the incorporation of a company to construct a turnpike road from Gowannes to Bath in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Mr. Winfield, from the committee on medical colleges and societies, to which was referred the petition of the inhabitants of the western part of the State of New-York, praying for an act to incorporate the Genesee Union Botanic Society, with power to license practitioners, reported; and offered the following resolution:

[See Document No. 236.]



*Resolved*, That the prayer of the petitioners ought not to be granted, and that the committee be discharged from the further consideration of the subject.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Humphrey, from the committee on canals and internal improvements, to which was referred the petition of the Cohoes Company, praying for the passage of an act authorising them to construct a tunnel under the Erie canal, together with the report of the Canal Commissioners upon the same subject, reported a bill, entitled "An act for the relief of the Cohoes company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Humphrey, from the committee on canals and internal improvements, to which was referred the petition of sundry inhabitants of the counties of Wayne and Ontario, praying for the incorporation of a company to construct a canal from the Canandaigua lake to the Erie canal, reported a bill, entitled "An act authorising the survey of a canal route from the Canandaigua lake to the Erie canal;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Myers, from the committee on trade and manufactures, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Fishkill iron company," reported, that the committee have examined the said bill, and prepared amendments thereto, with which they see no reason why the same should not be passed into a law.

*Ordered*, That the said bill and amendments be committed to a committee of the whole house.

Mr. Myers, from the committee on trade and manufactures, to which was referred the petition of sundry inhabitants of the counties of Dutchess and Montgomery, and of the city and county of New-York, praying that the office of measurer general of grain in the city of New-York may be abolished, reported the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Ephraim Bogardus, praying to be paid certain expenses incurred by him in the defence of two ejectment suits brought against him to recover possession of lot number thirteen in the township of Lysander, and that a bond given by him to the people of the State be delivered up to be cancelled, reported; and asked leave to introduce a bill.

[See Document No. 220.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of Ephraim Bogardus;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. I. S. Parker, from the committee on trade and manufactures, to which was referred the petition of sundry inhabitants of the county of Clinton, praying for the incorporation of a cotton and woollen manufacturing company, reported a bill, entitled "An act to incorporate the Plattsburgh manufacturing company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Oswego, praying for the incorporation of a bank, to be located in the village of Oswego, with a capital of three hundred thousand dollars, reported the following resolution:

*Resolved*, That the prayer of the several petitions asking for the incorporation of a bank, to be located in the village of Oswego, Oswego county, with a capital of three hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of the president, directors and company of the Bank of Genesee, praying for an increase of the capital stock of the said bank, reported a bill, entitled "An act to amend the charter of the Bank of Genesee;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of the president, directors and company of the Saratoga County Bank, praying for an increase of the capital stock of the said bank, reported a bill, entitled "An act to amend the charter of the Saratoga county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of the president, directors and company of the Lockport Bank, for an increase of the capital stock of the said bank, reported a bill, entitled "An act to amend the charter of the Lockport bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and altera-

the legal fees for granting the license therefor, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a company to construct a rail-road from Warsaw to the village of Le Roy in said county, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the town of Alexander in the county of Genesee, praying for the incorporation of a company to construct a rail-road from the village of Medina in the county of Orleans, to Darien in the county of Genesee, was read, and referred to the committee on rail-roads.

Three several remonstrances of sundry inhabitants of the counties of Saratoga, Washington and Warren, against the construction of a rail-road from Saratoga-Springs to Whitehall, were read, and committed to the committee of the whole when on the bill upon that subject.

A communication from one of the judges of the court of common pleas of the county of Saratoga, supplementary to the memorial of the said judges heretofore presented, was read, and referred to the committee on the judiciary.

The petition of Mary Johnson, administratrix of the estate of Isaac D. Johnson deceased, praying that a law may be passed, authorising the surrogate of the county of Greene to grant an order for the sale of so much of the real estate of said Johnson as will be sufficient to discharge his debts, was read, and referred to the committee on the judiciary.

The memorial of three hundred and eighty manufacturers of marble mantles, and other ornamental marble work in the city of New-York, praying protection against the present system of State prison labor, was read, and referred to the select committee upon that subject, of which Mr. Humphrey is chairman.

Two several petitions of the Young Men's Association of the city of Albany, and the Common Council of the city of Albany, respectively praying for the incorporation of a medical school in the city of Albany, were read, and referred to the committee on medical subjects.

The petition of Phineas Waller of the town of Windsor in the county of Broome, praying for the confirmation of the title to certain lands therein mentioned, was read, and referred to the Commissioners of the Land-Office.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the memorial of the president and directors of the Croton Turnpike Road, praying for an amendment of their charter, reported a bill, entitled "An act to amend an act entitled 'An act to incorporate the Croton turnpike company,' passed April 6th, 1807;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike

companies, to which was referred the petition of sundry inhabitants of the town of Ulysses in the county of Tompkins, praying for authority to appropriate a part of their poor fund for the erection and support of certain bridges therein, reported a bill, entitled "An act to authorise a part of the poor fund of the town of Ulysses, to be applied toward the support of roads and bridges in said town;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of Ulster county, asking for a law to raise the sum of two thousand dollars by a tax on said county, to build a bridge over the Rondout creek at the village of Eddyville, reported; and offered the following resolution:

[See Document No. 217.]

*Resolved*, That the prayer of the petition for a law to levy a tax on the inhabitants of Ulster county, of two thousand dollars, to build a bridge over the Rondout creek at Eddyville, be denied.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the town of Marbletown in the county of Ulster, for a law to raise by tax on said town the sum of eight hundred dollars, to build a bridge over the Esopus creek in said town, reported; and offered the following resolution:

[See Document No. 215.]

*Resolved*, That the prayer of the petition asking the passage of a law to raise the sum of eight hundred dollars by tax on the town of Marbletown in the county of Ulster, to build a bridge over the Esopus creek in said town, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the petition of John Willson, praying for a quantity of land, or such commutation in money as the Legislature shall think proper to grant, reported; and asked leave to introduce a bill.

[See Document No. 216.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of John Willson;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Orleans, praying for the incorporation of a bank, to be located at Albion in said county, reported a bill, entitled "An act to incorporate the president, directors and company of the Bank of Orleans;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city of Albany, praying for the incorporation of a bank, to be located in said city, reported a bill, entitled "An act to incorporate the president, directors and company of the City bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of sundry inhabitants of the county of Herkimer, praying for the incorporation of a company to construct a rail-road from Little-Falls to Nicholasville, reported a bill, entitled "An act to incorporate the Manheim and Salisbury rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Monroe, praying for the incorporation of a bank, to be located at Rochester in said county, by the name and style of the Mechanics' Bank of Rochester, reported the following resolution:

*Resolved*, That the prayer of the several petitions praying for the incorporation of a bank, to be called the Mechanics' Bank of Rochester in the county of Monroe, with a capital of three hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the counties of Genesee, Allegany and Cattaraugus, praying for the incorporation of a bank, to be located at Warsaw in the county of Genesee, reported the following resolution:

*Resolved*, That the prayer of the several petitions praying for the incorporation of a bank, to be located at Warsaw in the county of Genesee, with a capital of one hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Myers, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a

committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act authorising the corporation of the city of Troy to borrow money, and to raise money by tax;" the Bill entitled "An act altering the name of Sarah L. Matterson;" the bill entitled "An act authorising the clerk of Delaware county to transcribe a docket of common pleas judgments in his office;" the bill entitled "An act to revive an act authorising the sale of certain lands in the village of Lewiston, passed April 16th, 1829;" the bill entitled "An act relating to the courts of common pleas and general sessions of the peace for the county of Saratoga;" the bill entitled "An act authorising the board of supervisors of Herkimer county to raise money to complete the jail, and for other purposes;" the bill entitled "An act to provide for filling vacancies in the office of constable in the city of Albany;" the bill entitled "An act for the relief of Wiley Nichols," and the bill entitled "An act directing the sale to Daniel Hadcocks of two hundred acres of land in the Oneida reservation."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act authorising the corporation of the city of Troy to borrow money, and to raise money by tax," be referred to a select committee, consisting of Mr. Titus, Mr. Bull and Mr. Staats; that the bill entitled "An act altering the name of Sarah L. Matterson," be referred to a select committee, consisting of Mr. Cargill, Mr. Robertson and Mr. Dana; that the bill entitled "An act authorising the clerk of Delaware county to transcribe a docket of common pleas judgments in his office," be referred to a select committee, consisting of Mr. Strong, Mr. Gordon and Mr. Nichols; that the bill entitled "An act to revive an act authorising the sale of certain lands in the village of Lewiston, passed April 16th, 1829," be referred to a select committee, consisting of Mr. J. H. Parker, Mr. Grinnell and Mr. Fleming; that the bill entitled "An act relating to the courts of common pleas and general sessions of the peace for the county of Saratoga, be referred to a select committee, consisting of Mr. Gordon, Mr. Marvin and Mr. Wright; that the bill entitled "An act authorising the board of supervisors of Herkimer county to raise money to complete the jail, and for other purposes," be referred to a select committee, consisting of Mr. O. Robinson, Mr. Beardslee and Mr. I. S. Parker; that the bill entitled "An act to provide for filling vacancies in the office of constable in the city of Albany," be referred to a select committee, consisting of Mr. Haight, Mr. Staats and Mr. Strong; that the bill entitled "An act for the relief of Wiley Nichols," be referred to a select committee, consisting of Mr. Todd, Mr. Bagley and Mr. Fox; and that the bill entitled "An act directing the sale to Daniel Hadcocks of two hundred acres of land in the Oneida reservation," be referred to a select committee, consisting of Mr. Clark, Mr. Stafford and Mr.

Beardslee, to be by the said committees severally reported complete.

The annual reports (as amended) of Nathaniel Challes, Dayton H. Fuller, Thomas L. Ostrom and Edward S. Fuller, inspectors of lumber in the county of Rensselaer, were received and read.

[See Documents No. 257, 255, 260, 256.]

*Ordered*, That the said reports be referred to the committee on trade and manufactures.

The annual report of Nathaniel Parmeter, an inspector of sole leather in the county of St. Lawrence, was received and read.

[See Document No. 258.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of the Cohoes Company, respectfully report:

[See Document No. 227.]

*Ordered*, That the said report be referred to the committee on canals and internal improvements.

The annual report of the Dutchess County Bank, was received and read.

[See Document No. 251.]

*Ordered*, That the said report be referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend an act entitled 'An act concerning the practice of physic and surgery in this State,' passed April 7th, 1830," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Clary gave notice that he would, on some future day, ask leave to introduce a bill, to amend the Revised Statutes in relation to costs.

*Ordered*, That Mr. Guinnip, Mr. A. J. Parker and Mr. Bogardus have leave of absence for ten days each; Mr. Bartle for two weeks, Mr. Dyer for six days, Mr. Younglove for four weeks, Mr. Coe for two weeks, and Mr. Chamberlin for two weeks.

On motion of Mr. Hough,

*Resolved*, That the affidavit of Michael Braddock, herewith presented to the House, be received, and referred to the Canal Commissioners, to whom the petition of Jacob Van Dorn has been referred.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Wright; the same was again read, in the words following, to wit:

*Resolved*, (if the Senate concur herein,) That so much of the joint resolution passed by the Legislature of this State at the session of 1831, as prohibits the Canal Commissioners leasing the surplus waters of the Hudson and Mohawk rivers belonging to the State, be, and is hereby rescinded.

*Ordered*, That the said resolution be referred to the Canal Commissioners.

On motion of Mr. Myers,

*Resolved*, That the president of the New-York Life Insurance and Trust Company, be requested to furnish to this House, within ten days, a list of their agents, with the date of their appointments by that company, from the first of January, 1831, to the present time; and if any such have resigned or been removed, that the dates of such resignations and removals be designated on said list; and also that the said president be requested to furnish to this House, the names of the stockholders of said company, and the amount of stock owned by each on the first of January last.

*Resolved*, That the Clerk of this House is hereby directed to furnish a copy of this resolution to William Bard, esquire, now in this city.

In pursuance of previous notice, Mr. Mabbett asked for and obtained leave to bring in a bill, entitled "An act amending the Revised Statutes in relation to the inspectors of turnpikes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act for liquidating the claims of Jacob Trumpbour;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Anderson, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until eleven o'clock to-morrow morning.



**TUESDAY, FEBRUARY 25, 1834.**

The House met pursuant to adjournment.

Six several remonstrances of sundry inhabitants of the county of Wayne, against the construction of a canal from Canandaigua lake to the Erie canal, were read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Washington, praying for the incorporation of a company to construct a turnpike road from Fort-Ann to North-Granville, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Three several memorials of sundry inhabitants of the county of Tompkins, relative to temperance houses, were read, and referred to the committee on the judiciary.

The remonstrance of Samuel S. Seeley, agent and superintendent of the Hector and Catharine Turnpike Road Company, against the repeal of the law incorporating said company, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Tompkins, praying that the provisions of the act relative to incorporations for manufacturing purposes, passed April 14th, 1817, may be extended to the county of Tompkins, and for other purposes therein mentioned, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a company to construct a rail-road from Warsaw to Le Roy, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Schenectady, praying for the passage of an act in relation to raising the bank of the canal between the city of Schenectady and the first lock westward, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Ontario, praying for the incorporation of a company to construct a rail-road from Auburn to Rochester, was read, and referred to the committee on rail-roads.

The petition of the collectors of taxes in the city of Albany, praying for an extension of the time for making their returns, was read, and referred to a select committee, consisting of the members attending this House from the city and county of Albany.

The petition of sundry inhabitants of the city of Albany, inspectors of staves and heading, praying for an alteration of the law regulating the inspection of staves and heading, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the county of Steuben, praying the aid of the State in the construction of the New-York

and Erie rail-road, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Rensselaer, praying for pecuniary aid for the improvement of agriculture, was read, and referred to the committee on agriculture.

The petition of sundry inhabitants of the county of Erie, praying relief from the operation of the State prison system of this State, was read, and referred to the select committee on that subject, of which Mr. Humphrey is chairman.

The petition of Henry James and others of the county of Saratoga, praying remuneration for damages alleged to have been sustained by the construction of a dam by the State across the Hudson river at Troy, was read, and referred to the committee on claims.

The remonstrance of sundry inhabitants of the town of Augusta in the county of Oneida, against a division of said town, was read, and committed to a committee of the whole when on the bill to which it relates.

The remonstrance of sundry inhabitants of the town of Cohocton in the county of Steuben, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Tioga, praying for the repeal of the law abolishing imprisonment for debt, was read, and referred to the committee on the judiciary.

The petition of Jefferson Bartlett of the county of Tioga, praying for the passage of an act authorising him to use the surplus waters of the Chemung canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the city of New-York, praying for the incorporation of a bank, to be located in said city, by the name and style of the Firemen's Bank of the said city, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the county of Orleans, praying for the repeal of the act subjecting certain debts due to non-residents, to taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the city of New-York, praying for the incorporation of the Institute of Accountants of the State of New-York, was read, and referred to the committee on colleges, academies and common schools.

The petition of sundry inhabitants of the county of Kings, praying for the incorporation of a company to construct a turnpike road from Gowannes to Bath in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Mr. Winfield, from the committee on medical colleges and societies, to which was referred the petition of the inhabitants of the western part of the State of New-York, praying for an act to incorporate the Genesee Union Botanic Society, with power to license practitioners, reported; and offered the following resolution:

[See Document No. 236.]

*Resolved*, That the prayer of the petitioners ought not to be granted, and that the committee be discharged from the further consideration of the subject.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Humphrey, from the committee on canals and internal improvements, to which was referred the petition of the Cohoes Company, praying for the passage of an act authorising them to construct a tunnel under the Erie canal, together with the report of the Canal Commissioners upon the same subject, reported a bill, entitled "An act for the relief of the Cohoes company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Humphrey, from the committee on canals and internal improvements, to which was referred the petition of sundry inhabitants of the counties of Wayne and Ontario, praying for the incorporation of a company to construct a canal from the Canandaigua lake to the Erie canal, reported a bill, entitled "An act authorising the survey of a canal route from the Canandaigua lake to the Erie canal;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house..

Mr. Myers, from the committee on trade and manufactures, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Fishkill iron company," reported, that the committee have examined the said bill, and prepared amendments thereto, with which they see no reason why the same should not be passed into a law.

*Ordered*, That the said bill and amendments be committed to a committee of the whole house.

Mr. Myers, from the committee on trade and manufactures, to which was referred the petition of sundry inhabitants of the counties of Dutchess and Montgomery, and of the city and county of New-York, praying that the office of measurer general of grain in the city of New-York may be abolished, reported the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Ephraim Bogardus, praying to be paid certain expenses incurred by him in the defence of two ejectment suits brought against him to recover possession of lot number thirteen in the township of Lysander, and that a bond given by him to the people of the State be delivered up to be cancelled, reported; and asked leave to introduce a bill.

[See Document No. 220.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of Ephraim Bogardus;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. I. S. Parker, from the committee on trade and manufactures, to which was referred the petition of sundry inhabitants of the county of Clinton, praying for the incorporation of a cotton and woollen manufacturing company, reported a bill, entitled "An act to incorporate the Plattsburgh manufacturing company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Oswego, praying for the incorporation of a bank, to be located in the village of Oswego, with a capital of three hundred thousand dollars, reported the following resolution:

*Resolved*, That the prayer of the several petitions asking for the incorporation of a bank, to be located in the village of Oswego, Oswego county, with a capital of three hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of the president, directors and company of the Bank of Genesee, praying for an increase of the capital stock of the said bank, reported a bill, entitled "An act to amend the charter of the Bank of Genesee;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of the president, directors and company of the Saratoga County Bank, praying for an increase of the capital stock of the said bank, reported a bill, entitled "An act to amend the charter of the Saratoga county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of the president, directors and company of the Lockport Bank, for an increase of the capital stock of the said bank, reported a bill, entitled "An act to amend the charter of the Lockport bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and altera-

tion of the charters of banking and insurance companies, to which was referred the petition of the president, directors and company of the Bank of Ogdensburgh, praying for an increase of the capital stock of the said bank, reported a bill, entitled "An act to amend the charter of the Bank of Ogdensburgh;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. O. Robinson, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the counties of Erie and Niagara, praying for the annexation of part of certain towns in the county of Erie to the county of Niagara, reported, that the committee have had said petition under consideration; that it has not been made to appear to the committee that any notice of said application has been given, as is required by statute; neither have the committee been furnished with a map of the territory proposed to be set off; the committee are therefore of opinion that the prayer of said petition ought not to be granted; and have directed their chairman to offer the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted, and that they have leave to withdraw the same.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Grinnell, from the committee on the judiciary, to which was referred the several petitions praying for a repeal of the law abolishing imprisonment for debt, and to punish fraudulent debtors, passed April 26th, 1831, reported; and asked leave to introduce a bill.

[See Document No. 222.]

*Ordered*, That leave be given to bring in such bill.

Mr. Grinnell, according to leave, brought in the said bill, entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by justices of the peace;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Strong, from the committee on the manufacture of salt, to which was referred the petitions of the Syracuse Coarse Salt Manufacturing Company, praying for authority to increase their capital stock, reported a bill, entitled "An act to increase the capital stock of the Syracuse salt company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of James F. Bradt, praying for damages for the pollution of the water in his well by the water from the Erie canal, reported; and asked leave to introduce a bill.

[See Document No. 225.]

*Ordered,* That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of James F. Bradt;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Watson Dunham, praying for an extra allowance for making the desks in the Assembly room, reported, that from the facts, and for the reasons set forth in the Comptroller's report, they are of the opinion that the prayer of the petitioner ought not to be granted; but inasmuch as it is suggested that the petitioner may, by obtaining further proof, at some future time present his claim in a more favorable light, they are of opinion that he should have leave to withdraw his petition, and have therefore instructed their chairman to offer the following resolution:

*Resolved,* That the prayer of the petitioner, Watson Dunham, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Gordon, from the select committee to which was referred the bill entitled "An act authorising the clerk of Delaware county to transcribe a docket of common pleas judgments in his office," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Titus, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act authorising the corporation of the city of Troy to borrow money, and to raise money by tax," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Cargill, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act altering the name of Sarah L. Matterson," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Grinnell, from the select committee to which was referred the bill entitled "An act to revive an act authorising the sale of certain lands in the village of Lewiston, passed April 16th, 1829," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Todd, from the select committee to which was referred the

bill entitled "An act for the relief of Wiley Nichols," reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same as amended; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Beardslee, from the select committee to which was referred the bill entitled "An act authorising the board of supervisors of Herkimer county to raise money to complete the jail of said county," reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Gordon, from the select committee to which was referred the bill entitled "An act relating to the courts of common pleas and general sessions of the peace for the county of Saratoga," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Cash, from the select committee to which was referred the petition of the president, directors and company of the Mount-Hope and Lumberland Turnpike Road Company, and the stockholders of said company, praying for an alteration of their act of incorporation, and for relief; also a remonstrance from the inhabitants of the counties of Orange and Sullivan, reported; and asked leave to introduce a bill.

[See Document No. 219.]

*Ordered*, That leave be given to bring in such bill.

Mr. Cash, according to leave, brought in the said bill, entitled "An act for the relief of the Mount-Hope and Lumberland turnpike road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Staats, from the select committee consisting of the members of Albany county, to which was referred the petition of the collectors of the city of Albany, for an extension of the time for the collection of taxes, reported, that they have had the same under consideration; and the committee are persuaded, that in consequence of the large amount of taxes to be collected, and the scarcity of money in consequence of a monied panic, that it will be morally impossible for said collectors to collect the amount in their several warrants, in the time specified by law; they have therefore come to the conclusion that the prayer of the petitioners ought to be granted, and ask leave to introduce a bill.

*Ordered*, That leave be given to bring in such bill.

Mr. Staats, according to leave, brought in the said bill, entitled "An act to extend the time for the collection of taxes in the city of Albany;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Staats made a motion that the House should order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Staats, and it was unanimously determined in the affirmative.

The Senate sent for concurrence, a bill entitled "An act in relation to the county courts in the county of Madison;" a bill entitled "An act for the relief of Levi Platt;" a bill entitled "An act concerning the court for the correction of errors;" a bill entitled "An act relative to the election of the mayor of the city of New-York;" and a bill entitled "An act confirming the official acts of Daniel Hebard, a justice of the peace in and for the county of Dutchess."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act in relation to the county courts in the county of Madison," was referred to the committee on the judiciary; the bill entitled "An act for the relief of Levi Platt," was referred to the committee on claims; the bill entitled "An act concerning the court for the correction of errors," was referred to the committee on the judiciary; the bill entitled "An act relative to the election of the mayor of the city of New-York," was referred to the committee on the judiciary; and the bill entitled "An act confirming the official acts of Daniel Hebard, a justice of the peace in and for the county of Dutchess," was referred to the committee on the judiciary, severally to consider and report thereon.

The annual report of Garret Lansing junior, an inspector of lumber, was received and read.

[See Document No. 225.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act extending the time for the collection of taxes in the city of Albany," and find the same correctly engrossed.

Thereupon,

By the unanimous consent of the House,

The said engrossed bill was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act altering the name of Sarah L. Matterson," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act authorising the corporation of the city of Troy to borrow money, and to raise money by tax," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the af-



firmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 98 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. Parkhurst
Mr. Angel	Mr. Grinnell	Mr. Ringgold
Mr. Anthony	Mr. Haight	Mr. Robertson
Mr. Arnold	Mr. Hall	Mr. O. Robinson
Mr. Bagley	Mr. Harris	Mr. J. P. Robinson
Mr. Barnes	Mr. Healy	Mr. Ruggles
Mr. Beardslee	Mr. Herttell	Mr. Schermerhorn
Mr. Bockoven	Mr. Hough	Mr. Sears
Mr. Bostwick	Mr. Humphrey	Mr. Shays
Mr. Brasher	Mr. Hunt	Mr. Smith
Mr. Brown	Mr. Ingalls	Mr. Snyder
Mr. Bull	Mr. Jackson	Mr. Speaker
Mr. Campbell	Mr. Johnson	Mr. Staats
Mr. Cargill	Mr. Kernan	Mr. Stafford
Mr. Case	Mr. Kingman	Mr. Stevenson
Mr. Cash	Mr. Le Fever	Mr. Stone
Mr. Church	Mr. Lewis	Mr. Strong
Mr. Clark	Mr. Livingston	Mr. Temple
Mr. Clary	Mr. Mabbett	Mr. Terry
Mr. Conklin	Mr. Marvin	Mr. Titus
Mr. Culver	Mr. M'Keon	Mr. Todd
Mr. Cuykendall	Mr. M'Knight	Mr. Tompkins
Mr. Dana	Mr. Mersereau	Mr. Ward
Mr. Degrauw	Mr. Mitchell	Mr. Wheaton
Mr. Drake	Mr. Morehouse	Mr. Wheeler
Mr. Dusenbury	Mr. Morrell	Mr. Whipple
Mr. Ellithorp	Mr. Morris	Mr. Willes
Mr. Emmons	Mr. Myers	Mr. Williams
Mr. Enos	Mr. Myrick	Mr. Winfield
Mr. Fleming	Mr. Nichols	Mr. Wood
Mr. Fowler	Mr. Osborne	Mr. Wright
Mr. Gardner	Mr. Palmer	Mr. Yates
Mr. Germond	Mr. I. S. Parker	

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*Ordered*, That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

On motion of Mr. Morris,

*Resolved*, That the bill for the incorporation of the president, directors and company of the Oneida County Bank, be made the special order for Monday next.

In pursuance of previous notice, Mr. Clary asked for and obtained leave to bring in a bill, entitled "An act relative to costs in

certain cases;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act for liquidating the claims of Jacob Trumbour;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Anderson, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until eleven o'clock to-morrow morning.

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## WEDNESDAY, FEBRUARY 26, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the county of Kings, praying for the incorporation of a bank, to be located at Brooklyn in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry inhabitants of the village of Williamsburgh in the county of Kings, against the incorporation of a bank, to be located in said village, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Two several petitions of sundry inhabitants of the county of Chautauque, praying the aid of the State in the construction of the New-York and Erie rail-road, were read, and referred to the committee on rail-roads.

The petition of the commissioners for building a new jail in the county of Chautauque, praying for the passage of an act authorising the supervisors of said county to raise an additional sum of money by tax, for the completion of said jail, was read, and referred to a select committee, consisting of Mr. Osborne, Mr. Hall and Mr. Fleming.

The petition of sundry inhabitants of the county of Saratoga, praying for the repeal of the act incorporating the Saratoga and Fort-Edward Rail-Road Company, and for other purposes, was read, and referred to the committee on rail-roads.

The memorial of a committee appointed by the citizens of Rochester, relative to the adoption by the State of a plan of improvements which shall insure the permanency of the canal navigation across the Genesee river, by means which will at the same time improve the present defective communication between the canal itself, and the navigable waters of the Genesee extending south of

Rochester, through the counties of Monroe and Livingston, was read, and referred to the committee on canals and internal improvements.

The remonstrance of sundry inhabitants of the county of Dutchess, against the removal of the court-house in said county, and for other purposes, was read, and referred to a select committee, consisting of the members attending this House from the county of Dutchess.

The remonstrance of sundry inhabitants of the town of Lenox in the county of Madison, against the erection of a new town from parts of the towns of Smithfield and Lenox in said county, and from parts of Vernon and Augusta in the county of Oneida, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the village of Camden, praying for the incorporation of said village, was read, and referred to the committee on the incorporation of cities and villages.

Nine several petitions of sundry inhabitants of the counties of Warren and Essex, praying legislative aid in improving the road from Glen's falls in the county of Warren, to Keeseville in the county of Essex, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The memorial of sundry inhabitants of the county of Onondaga, praying for the repeal of the act abolishing imprisonment for debt, was read, and committed to the committee of the whole when on the bill upon that subject.

The petition of the commissioners of highways of the town of Granville in the county of Washington, praying for the passage of an act authorising said town to raise five hundred dollars annually for three successive years, in addition to the sum they are now authorised to raise for the repair of bridges in said town, was read, and referred to a select committee, consisting of Mr. Wright, Mr. Wheeler and Mr. Ingalls.

The petition of Henry Thalhimer, praying for an additional allowance for work done on the Erie canal, was read, and referred to the committee on claims.

The petition of the president and directors of the village of Kingston, praying for an amendment of the charter of said village, was read, and referred to the committee on the incorporation of cities and villages.

The petition of sundry inhabitants of the village of Ulster, praying for the incorporation of a company to construct a pier for the landing of steam-boats at the mouth of the Esopus creek, was read, and referred to a select committee, consisting of Mr. Culver, Mr. Morehouse and Mr. Jones.

The petition of sundry inhabitants of the county of Jefferson, praying for the construction of the Black river canal, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the town of Lee in the county of Oneida, praying for the incorporation of a company to construct a turnpike road from Rome to Sacket's-Harbor, was read,

and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Mr. Hough, from the committee on trade and manufactures, to which was referred the memorial of certain inhabitants of the county of Washington, against the evil of hawking and peddling, reported the following resolution:

*Resolved*, That the prayer of the memorialists ought not to be granted, and that they have leave to withdraw their memorial.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of the Watervliet Turnpike Road Company, praying for an alteration of their charter, reported the following resolution:

*Resolved*, That the petition of the president and directors of the Watervliet Turnpike Company, for reducing their road in width, for increasing the tolls on pleasure sleighs, and for laying rails on their road, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the city of Troy and the village of Lansingburgh, praying for authority to construct a bridge across the Hudson river at or near the State and sloop lock and dam, reported the following resolution:

*Resolved*, That the petition of the citizens of Troy and Lansingburgh, for a bridge over the Hudson river at the sloop lock and dam between the two places, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. M'Keon, from the committee on colleges, academies and common schools, to which was referred the petition of sundry inhabitants of the city of New-York, praying for the incorporation of the Institute of Accountants of the State of New-York, reported a bill, entitled "An act to incorporate the Institute of Accountants of the State of New-York;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Barnes, from the committee on trade and manufactures, to which was referred the petition of sundry inhabitants of the county of Dutchess, praying for the passage of an act regulating the weighing of beef in the city of New-York, reported a bill, entitled "An act to regulate the weighing of beef in the public markets in the city of New-York;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Humphrey, from the committee on canals and internal im-

provements, to which was referred the petition of Jefferson Bartlett, praying for the passage of an act authorising the Canal Commissioners to grant him the use of the surplus waters of the feeder of the Chemung canal, reported a bill, entitled "An act authorising the canal commissioners to grant to Jefferson Bartlett the use of the surplus water of the Chemung canal, for hydraulic purposes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKeon, from the select committee to which was referred the petition of sundry inhabitants of the county of Suffolk, praying for the incorporation of the Jamesport Wharf and Ways Company, reported; and asked leave to introduce a bill.

[See Document No. 231.]

*Ordered*, That leave be given to bring in such bill.

Mr. McKeon, according to leave, brought in the said bill, entitled "An act to incorporate the Jamesport wharf and ways company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The annual report of Richard B. Fosdick, an inspector of flaxseed in the city of New-York, was received and read.

[See Document No. 261.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The annual report of Benjamin C. Capron, an inspector of lumber in the city of Albany, was received and read.

[See Document No. 259.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The Senate sent for concurrence, a bill entitled "An act relating to the distribution and application of the revenues of the literature fund;" and a bill entitled "An act authorising the supervisors of Ulster county to raise money to build a bridge over the Rondout creek at Rosendale."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act relating to the distribution and application of the revenues of the literature fund," was referred to the committee on colleges, academies and common schools; and the bill entitled "An act authorising the supervisors of Ulster county to raise money to build a bridge over the Rondout creek at Rosendale," was referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, severally to consider and report thereon.

Two several messages from the Senate were read, informing that they have passed the bill entitled "An act to amend an act entitled 'An act to subject certain debts owing to non-residents, to taxation,' passed April 27th, 1833;" and the bill entitled "An act extending the time for the collection of taxes in the city of Albany," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act for the relief of Wiley Nichols;" the engrossed bill entitled "An act relating to the courts of common pleas and general sessions of the peace for the county of Saratoga;" the engrossed bill entitled "An act authorising the clerk of Delaware county to transcribe a docket of common pleas judgments in his office;" the engrossed bill entitled "An act to revive an act authorising the sale of certain lands in the village of Lewiston, passed April 16th, 1829;" and the engrossed bill entitled "An act authorising the board of supervisors of Herkimer county to raise money to complete the jail of said county," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act for the relief of Wiley Nichols," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act relating to the courts of common pleas and general sessions of the peace of the county of Saratoga," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act authorising the clerk of Delaware county to transcribe a docket of common pleas judgments in his office," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to revive an act authorising the sale of certain lands in the village of Lewiston, passed April 16th, 1829," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to authorize the board of supervisors of the county of Herkimer to raise money to complete the jail of said county," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Staats gave notice that he would, on some future day, ask leave to introduce a bill to amend the act relating to the collection of taxes on personal property.

On motion of Mr. Ingalls,

*Resolved*, That the committee of claims be discharged from the further consideration of the petition of Henry Thalheimer, and that the same be referred to the Canal Board, with accompanying documents.

On motion of Mr. Angel,

*Resolved*, That the committee on roads and bridges and the in-

corporation of turnpike companies, be discharged from a further consideration of the memorial of sundry inhabitants of Rensselaer county, against the extension of the charter of the Berlin and Poes-tenkill Turnpike Company, and that they have leave to withdraw the same.

*Ordered*, That Mr. Stafford have leave of absence for six days, Mr. Enos for eight days, Mr. Dusenbury for fourteen days, Mr. Groom for four weeks, Mr. Cargill for ten days, and Mr. Le Fever for seven days.

On motion of Mr. McKeon,

*Resolved*, That the Clerk procure for each member of this House, a copy of the several reports of the Boston Prison Discipline Society.

On motion of Mr. Humphrey,

*Resolved*, That the superintendents of the State Prisons at Auburn and Sing-Sing, be directed to report to this House, with as little delay as possible, the names and place of residence of each contractor for the labor of the prisoners; the terms of every contract that may exist on the first day of March next; what mechanical labor is at this time carried on in the respective prisons; the number of convicts employed in each trade; the names and residence of the persons who are employed by the several contractors to superintend the labor of the convicts in the prisons, and the wages such superintendents severally receive; the names and ages of all the prisoners who have been pardoned or otherwise discharged from either of the said prisons since the first day of September last, and the trade which each convict so discharged had worked at during his confinement: And that the Clerk of this House send to the superintendent of each of the said prisons, a copy of this resolution:

In pursuance of previous notice, Mr. Drake asked for and obtained leave to bring in a bill, entitled "An act to amend article sixth of title first, chapter fifth, part second of the Revised Statutes, entitled 'Of voluntary assignments by a debtor imprisoned in execution in civil causes;'" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act for liquidating the claims of Jacob Trumbour;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until eleven o'clock to-morrow morning.

## THURSDAY, FEBRUARY 27, 1834.

The House met pursuant to adjournment.

The petition of Bates Cook of the county of Niagara, praying legislative relief in relation to the sale of a certain lot of land, was read, and referred to the Surveyor-General.

The petition of sundry inhabitants of the county of Tompkins, praying for the repeal of the law incorporating the Hector and Catharine Turnpike Road and Bridge Company, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the city and county of New-York, praying for the appointment of an additional inspector of sole leather in said city, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the counties of Rensselaer and Columbia, praying for the incorporation of a company to construct a rail-road from the Massachusetts line at West-Stockbridge, to Castleton in the town of Schodack in the county of Rensselaer, was read, and referred to the committee on rail-roads.

Five several petitions of sundry inhabitants of the counties of Tioga and Orange, praying for aid from the State in the construction of the New-York and Erie rail-road, were read, and referred to the committee on rail-roads.

The petition of the trustees of the Harlaem School, and sundry other inhabitants of the city and county of New-York, praying for an amendment of the act incorporating the trustees of Harlaem School, was read, and referred to the committee on colleges, academies and common schools.

The petition of sundry inhabitants of the village of Aurora in the county of Erie, praying for the incorporation of said village, with a remonstrance against the same, were read, and referred to the committee on the incorporation of cities and villages.

The petition of sundry inhabitants of the county of Genesee, praying for the repeal of the act subjecting certain debts due to non-residents, to taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the county of Erie, praying for the passage of an act authorising the supervisors of said county to raise money by tax, to improve the Abbott road in said county, was read, and referred to a select committee, consisting of Mr. Clary, Mr. Temple and Mr. Kernan.

The remonstrance of sundry inhabitants of the town of Smithfield in the county of Madison, against the division of said town, was read, and committed to the committee of the whole when on the bill upon that subject.

The remonstrance of John F. Porter, Evert Wynkoop, and sundry other citizens of Albany, against the passage of the bill before the Assembly, to change the mode of filling vacancies in the office



of constable in said city, was read, and referred to the select committee upon that subject, of which Mr. Haight is chairman.

The petition of sundry citizens of Troy and Lansingburgh, praying for the incorporation of a company to construct a bridge across the Hudson river at the State sloop lock and dam, with banking powers, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry inhabitants of the twelfth ward of the city of New-York, against transferring the funds of the Manhattanville Free School to the Public School Society, was read, and referred to the committee on colleges, academies and common schools.

The memorial of Jesse Torrey junior, proposing certain improvements in the mode of warming and ventilating the Assembly chamber, was read, and referred to the committee on trade and manufactures.

Two several remonstrances of sundry inhabitants of the county of Ontario, against the construction of a canal to unite the waters of the Canandaigua lake with the Erie canal, were read, and committed to the committee of the whole when on the bill upon that subject.

Mr. Wheaton, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the town of Virgil, Cortland county, praying for a division of said town, reported the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted, and that they have leave to withdraw their papers.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Timothy Eddy, praying for damages in consequence of the erection and continuance of the Fort-Edward dam and feeder, reported; and asked leave to introduce a bill.

[See Document No. 235.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of Timothy Eddy;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bull, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the village of Laurens in the county of Otsego, praying for the incorporation of said village, reported a bill, entitled "An act to incorporate the village of Laurens in the county of Otsego;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which

was referred the petition of sundry inhabitants of the city and county of New-York, praying for the incorporation of the Grocers' Bank, reported the following resolution:

*Resolved*, That the prayer of the several petitions asking for the charter of a bank, to be called the Grocers' Bank in the city of New-York, with a capital of one million dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Kings, praying for the incorporation of a bank, to be located at Williamsburgh in said county, reported the following resolution:

*Resolved*, That the prayer of the several petitions asking for the charter of a bank, to be located at Williamsburgh in the county of Kings, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Cattaraugus, praying for the incorporation of a bank, to be located at Olean in said county, reported the following resolution:

*Resolved*, That the prayer of the several petitions asking for the charter of a bank, to be located at Olean in the county of Cattaraugus, with a capital of one hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Washington, praying for the incorporation of a bank, to be located at Union village in said county, reported the following resolution:

*Resolved*, That the prayer of the several petitions asking for the charter of a bank, to be located at Union village in the county of Washington, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of the president, directors and company of the Phenix Bank in the city of New-York, praying for authority to increase their capital stock, reported a bill, entitled "An act to increase the capital of the Phenix Bank in the city of New-York;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and altera-

tion of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city and county of New-York, praying for the incorporation of a marine insurance company, to be located in said city, by the name and style of the Sea Insurance Company, reported a bill, entitled "An act to incorporate the Sea insurance company;" which was read the first time; and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the engrossed bill from the Senate, entitled "An act authorising the supervisors of Ulster county to raise money to build a bridge over the Rondout creek at Rosendale," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the village of Camden in the county of Oneida, praying for the incorporation of said village, reported a bill, entitled "An act to incorporate the village of Camden in the county of Oneida;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the engrossed bill from the Senate, entitled "An act relating to the distribution and application of the revenues of the literature fund," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Snyder, from the committee on Indian affairs, to which was referred the petition of Thomas Wainer, reported; and offered the following resolution:

[See Document No. 241.]

*Resolved*, That the prayer of the petitioner ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the town of Collins in the county of Erie, praying for the passage of a law authorising certain individuals therein named, to correct the survey of a certain road in said town, reported a bill, entitled "An act relative to a highway in the town of Collins;" which was read the first time, and by unanimous consent was also

read a second time, and committed to a committee of the whole house.

Mr. Snyder, from the committee on Indian affairs, to which was referred the petition of sundry inhabitants of the counties of Erie and Chautauque, and of the Cattaraugus Indians, praying for the passage of an act to prohibit fishing with nets and seines within half a mile of the mouth of Cattaraugus creek, reported, that in the opinion of the committee, the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of the president, directors and company of the Dry Dock Bank, praying for an increase of the capital of the said bank, reported the following resolution:

*Resolved*, That the prayer of the several petitions asking for an increase to the capital stock of the Dry Dock Bank in the city of New-York, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Osborne, from the select committee to which was referred the petition of the commissioners under the act to authorize the erection of a new jail in the county of Chautauque, reported; and asked leave to introduce a bill.

[See Document No. 246.]

*Ordered*, That leave be given to bring in such bill.

Mr. Osborne, according to leave, brought in the said bill, entitled "An act authorising the board of supervisors of the county of Chautauque to raise money to complete the jail of said county;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the select committee to which was referred the petition of Richard Pennell, and the report thereon of the Commissioners of the Land-Office, reported; and asked leave to introduce a bill.

[See Document No. 238.]

*Ordered*, That leave be given to bring in such bill.

Mr. Beardslee, according to leave, brought in the said bill, entitled "An act to authorize Richard Pennell to erect a dock in the town of New-Utrecht;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Wright, from the select committee consisting of the members from the county of Washington, to which was referred the petition

of Charles Chandler, Gordon Smith and Samuel Smith, commissioners of highways of the town of Granville, reported; and asked leave to introduce a bill.

[See Document No. 242.]

*Ordered*, That leave be given to bring in such bill.

Mr. Wright, according to leave, brought in the said bill, entitled "An act authorising the board of supervisors of the county of Washington to raise certain monies, to defray the expenses of rebuilding and repairing bridges in the town of Granville;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Clark, from the select committee to which was referred the bill entitled "An act directing the sale to Daniel Hadcocks of two hundred acres of land in the Oneida reservation," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act extending the time for the collection of taxes in the city of Albany."

Also the bill entitled "An act to amend an act entitled 'An act to subject certain debts owing to non-residents, to taxation,' passed April 27th, 1833."

W. L. MARCY.

*Albany, February 26, 1834.*

The annual report of the governors of the New-York Hospital, was received and read.

[See Document No. 239.]

*Ordered*, That the said report be referred to the committee on medical societies and colleges.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of John Enders, respectfully report:

[See Document No. 237.]

*Ordered*, That the said report be referred to the committee on canals and internal improvements.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of Warren W. Case, respectfully report:

[See Document No. 249.]

*Ordered*, That the said report be referred to the committee on claims.

A message from the Senate was read, informing that they have passed the bill entitled "An act to authorise the Mohawk and Hudson rail-road company to increase their capital stock, and for other purposes," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 87 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Grover	Mr. Parkhurst
Mr. Anthony	Mr. Haight	Mr. Patterson
Mr. Archibald	Mr. Hall	Mr. Ringgold
Mr. Bagley	Mr. Harris	Mr. Robertson
Mr. Barnes	Mr. Healy	Mr. O. Robinson
Mr. Beardslee	Mr. Hough	Mr. J. P. Robinson
Mr. Bockoven	Mr. Hunt	Mr. Ruggles
Mr. Bowne	Mr. Ingalls	Mr. Schermerhorn
Mr. Brown	Mr. Jones	Mr. Sears
Mr. Buell	Mr. Kernan	Mr. Shays
Mr. Campbell	Mr. Kingman	Mr. Snyder
Mr. Case	Mr. Lewis	Mr. Speaker
Mr. Church	Mr. Livingston	Mr. Staats
Mr. Clark	Mr. Lockwood	Mr. Stevenson
Mr. Clary	Mr. Mabbett	Mr. Stone
Mr. Collin	Mr. Marvin	Mr. Strong
Mr. Culver	Mr. M'Keon	Mr. Temple
Mr. Cuykendall	Mr. M'Knight	Mr. Titus
Mr. Dana	Mr. Mersereau	Mr. Todd
Mr. Degrauw	Mr. Mitchell	Mr. Ward
Mr. Drake	Mr. Morehouse	Mr. West
Mr. Ellithorp	Mr. Morrell	Mr. Wheaton
Mr. Emmons	Mr. Morris	Mr. Wheeler
Mr. Fowler	Mr. Myers	Mr. Willes
Mr. Fox	Mr. Myrick	Mr. Williams
Mr. Gardner	Mr. Nichols	Mr. Wood

Mr. Germond	Mr. Osborne	Mr. Wright	
Mr. Gordon	Mr. Palmer	Mr. Yates	
Mr. Grinnell	Mr. I. S. Parker	Mr. Young	87

*Ordered*, That the Clerk return the said bill to the Assembly, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

Mr. Bull gave notice that he would, on some future day, ask leave to introduce a bill, in relation to the docketing or indexing mortgages upon personal property filed with county clerks.

In pursuance of previous notice, Mr. Staats asked for and obtained leave to bring in a bill, entitled "An act further to provide for the collection of taxes assessed upon personal property;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That Mr. Jackson and Mr. Terry have leave of absence for two weeks each, Mr. Anderson for eight days, and Mr. Johnson and Mr. Crosby for six days each.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act for liquidating the claims of Jacob Trumpbour;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read.

Thereupon,

Mr. Bowne moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Thereupon,

Mr. Speaker put the question whether the House would agree with the committee of the whole in their said report, and it was determined in the affirmative.

{ AYES 48 }  
{ NAYS 32 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anthony	Mr. Healy	Mr. J. P. Robinson
Mr. Beardslee	Mr. Hough	Mr. Sears
Mr. Bostwick	Mr. Humphrey	Mr. Shays
Mr. Bowne	Mr. Jones	Mr. Snyder
Mr. Brown	Mr. Livingston	Mr. Speaker
Mr. Campbell	Mr. Mabbett	Mr. Staats
Mr. Church	Mr. Marvin	Mr. Stevenson
Mr. Clark	Mr. M'Keon	Mr. Stone
Mr. Collin	Mr. M'Knight	Mr. Strong

Mr. Dana	Mr. Mersereau	Mr. Temple
Mr. Degrauw	Mr. Mitchell	Mr. Todd
Mr. Ellithorp	Mr. Morrell	Mr. Wheaton
Mr. Gardner	Mr. Morris	Mr. Willes
Mr. Germond	Mr. Myers	Mr. Williams
Mr. Grinnell	Mr. Parkhurst	Mr. Yates
Mr. Haight	Mr. O. Robinson	Mr. Young
Mr. Harris		

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Those who voted in the negative are,

Mr. Archibald	Mr. Fowler	Mr. Nichols
Mr. Arnold	Mr. Fox	Mr. Osborne
Mr. Bagley	Mr. Gordon	Mr. Palmer
Mr. Barnes	Mr. Grover	Mr. Patterson
Mr. Bockoven	Mr. Hall	Mr. Ringgold
Mr. Case	Mr. Hunt	Mr. Robertson
Mr. Clary	Mr. Ingalls	Mr. Titus
Mr. Culver	Mr. Lewis	Mr. Ward
Mr. Cuykendall	Mr. Lockwood	Mr. Wood
Mr. Emmons	Mr. Morehouse	Mr. Wright
Mr. Fleming		

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*Ordered,* That the bill be engrossed.

And then the House adjourned until eleven o'clock to-morrow morning.

## FRIDAY, FEBRUARY 28, 1834.

The House met pursuant to adjournment.

The petition of the State Medical Society, praying for the erection of an asylum for the insane poor, was read, and referred to the select committee on so much of the Governor's message as relates to that subject.

Two several petitions of sundry inhabitants of the county of Orange, praying the aid of the State in the construction of the New-York and Erie rail-road, were read, and referred to the committee on rail-roads.

The memorial of John Gott, and sundry other inhabitants of the city of Albany, relative to frauds in the packing and sale of leaf tobacco, was read, and committed to the committee of the whole when on the bill upon that subject.

The remonstrance of G. V. S. Bleecker and others of the city of Albany, against the passage of an act to change the mode of filling vacancies in the office of constable in said city, was read, and re-



ferred to the select committee upon that subject, of which Mr. Haight is chairman.

The petition of the Lockport Manufacturing Company, praying for the passage of an act confirming their incorporation, and for other purposes, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the counties of Orleans and Genesee, praying for the repeal of the act subjecting certain debts due to non-residents, to taxation, was read, and referred to the committee on ways and means.

Two several petitions of sundry inhabitants of the county of Dutchess, praying for the incorporation of the Dover Iron Company, were read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the county of Orange, praying for an amendment of the existing law for the inspection of leaf tobacco, was read, and committed to the committee of the whole when on the bill upon that subject.

The petition of sundry inhabitants of the county of Dutchess, praying for the repeal of the act exempting church property from taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the county of Greene, praying for the incorporation of an insurance company, to be located in the village of Catskill in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The remonstrance of sundry inhabitants of the county of Madison, against the erection of a new town from parts of the counties of Oneida and Madison, was read, and committed to the committee of the whole when on the bill upon that subject.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of sundry inhabitants of the counties of Monroe, Niagara and Erie, praying for the incorporation of a company to construct a rail-road from the village of Rochester to the city of Buffalo, reported a bill, entitled "An act to incorporate the Rochester and Buffalo rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city and county of New-York, praying for the incorporation of a bank, to be located in said city, by the name and style of the La Fayette Bank, reported a bill, entitled "An act to incorporate the La Fayette bank of the city of New-York;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city and

county of New-York, praying for the incorporation of a bank, to be located in said city, by the name and style of the Firemen's Bank, reported a bill, entitled "An act to incorporate the Firemen's bank of the city of New-York;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred several petitions from the counties of Tioga and Tompkins, praying for an alteration of the excise laws, so that temperance taverns may be licensed without the payment of the excise now required from tavern-keepers, reported; and offered the following resolution:

[See Document No. 250.]

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Haight, from the committee on the judiciary, to which was referred the engrossed bill from the Senate, entitled "An act relative to the election of the mayor of the city of New-York," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

Thereupon,

Mr. Morris made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Morris, and it was determined in the affirmative.

Mr. Campbell, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Montgomery, praying for the appointment of commissioners to lay out a road from the town of Richfield in the county of Otsego, to Fort-Plain in the county of Montgomery, reported a bill, entitled "An act to appoint commissioners to lay out a road from the village of Fort-Plain in the county of Montgomery, to Richfield in the county of Otsego;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the engrossed bill from the Senate, entitled "An act for the relief of Levi Platt," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act to amend chapter eighth, part third, title fifteenth, section third, relating to the foreclosure of mortgages by advertisement," reported:

[See Document No. 247.]

**Ordered,** That the said bill and report be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act concerning the cancelling and discharging of judgments," reported:

[See Document No. 248.]

**Ordered,** That the said bill and report be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act to prevent injury being done to rail-roads within this State, and to ensure the safety of passengers upon the same," reported, that the committee have examined the said bill, and prepared amendments thereto, with which they recommend that the said bill be passed into a law.

**Ordered,** That the said bill and amendments be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of Benjamin Cock of the town of Flushing in the county of Queens, praying for permission to change his name, reported a bill, entitled "An act to change the name of Benjamin Cock;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of Otsego and Montgomery, praying for the incorporation of a company to construct a turnpike road from Springfield in the county of Otsego, to Fort-Plain in the county of Montgomery, reported a bill, entitled "An act to incorporate the Springfield and Fort-Plain turnpike road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the city of Troy and the village of Lansingburgh, praying for the incorporation of a bridge company, with banking powers, for constructing a bridge across the Hudson river at or near the sloop lock and dam, reported the following resolution:

**Resolved,** That the prayer of the petition asking for the charter of a bank, to be located at Troy, with a capital of five hundred thousand dollars, to be called the Manufacturers', Mechanics' and Farmers' Bank, to be connected with the construction of a bridge across the Hudson river at Troy, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of Peter Comstock and others of the county of Washington, praying for the incorporation of a turnpike road company, reported a bill, entitled "An act to incorporate a company by the name of the Fort-Ann and Granville turnpike company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Myers, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to incorporate the Nassau academy;" the bill entitled "An act to change the corporate name of St. Peter's church, Aurelius, to that of St. Peter's church, Auburn;" the bill entitled "An act to incorporate the Hibernian benevolent society of the city of Utica;" the bill entitled "An act for the relief of the Cohoes company;" the bill entitled "An act to authorise the board of supervisors of Otsego county to raise money to build a jail;" the bill entitled "An act to amend an act to incorporate the La Fayette fire company in the village of Lansingburgh;" the bill entitled "An act to revive an act entitled 'An act to incorporate the village of Fort-Plain in the county of Montgomery;'" the bill entitled "An act to incorporate the Fire Department of the city of Hudson;" and the bill entitled "An act authorising Justin Smith, his heirs and assigns, to supply the village of Whitehall with pure and wholesome water by means of aqueducts, and protecting their rights in and to said water and aqueducts."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to incorporate the Nassau academy," be referred to a select committee, consisting of Mr. Haight, Mr. Mitchell and Mr. Clark; that the bill entitled "An act to change the corporate name of St. Peter's church, Aurelius, to that of St. Peter's church, Auburn," be referred to a select committee, consisting of Mr. Haight, Mr. Mitchell and Mr. Clark; that the bill entitled "An act to incorporate the Hibernian benevolent society of the city of Utica," be referred to a select committee, consisting of Mr. Haight, Mr. Mitchell and Mr. Clark; that the bill entitled "An act for the relief of the Cohoes company," be referred to a select committee, consisting of Mr. Humphrey, Mr. Strong and Mr. Morris; that the bill entitled "An act to authorise the board of supervisors of Otsego county to raise money to build a jail," be referred to a select committee, consisting of Mr. Bowne, Mr. J. P. Robinson and Mr. Germond; that the bill entitled "An act to amend an act to incorporate the La Fayette fire company in the village of Lansingburgh," be referred to a select committee, consisting of Mr. Fox, Mr. Palmer

and Mr. Barnes; that the bill entitled "An act to revive an act entitled 'An act to incorporate the village of Fort-Plain in the county of Montgomery,'" be referred to a select committee, consisting of Mr. Staats, Mr. J. P. Robinson and Mr. Germond; that the bill entitled "An act to incorporate the Fire Department of the city of Hudson," be referred to a select committee, consisting of Mr. Snyder, Mr. Palmer and Mr. Barnes; and that the bill entitled "An act authorising Justin Smith, his heirs and assigns, to supply the village of Whitehall with pure and wholesome water by means of aqueducts, and protecting their rights in and to said water and aqueducts," be referred to a select committee, consisting of Mr. Gordon, Mr. Conklin and Mr. Snyder, to be by the said committees severally reported complete.

Mr. Humphrey, from the select committee to which was referred the bill entitled "An act for the relief of the Cohoes company," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Mitchell, from the select committee to which was referred the memorial of John Ellsworth and others, praying for the passage of a law authorising the said John Ellsworth and others to drain the Flint creek and Nettle valley swamp in the town of Potter in the county of Yates, and in the town of Gorham in the county of Ontario, at the expense of the owners of the lands which may be benefitted thereby, and for the appointment of commissioners to superintend the same, reported; and asked leave to introduce a bill.

[*See Document No. 253.*]

*Ordered*, That leave be given to bring in such bill.

Mr. Mitchell, according to leave, brought in the said bill, entitled "An act making provision for draining a certain swamp, known by the name of Flint creek and Nettle valley swamp in the town of Potter in the county of Yates, and in the town of Gorham in the county of Ontario;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

A communication from the Commissioners of the Land-Office, was received and read, in the words following, to wit:

The Commissioners of the Land-Office, on the reference from the Assembly of the petition of John Drum and Barnes Gleason, respectfully report:

[*See Document No. 254.*]

*Ordered*, That the said report be referred to the committee on the judiciary.

The Senate returned the bill entitled "An act to authorise the

Mohawk and Hudson rail-road company to increase their capital stock, and for other purposes."

*Ordered*, That the clerk deliver the said bill to the Governor.

A message from the Senate was read, informing that they have passed the bill entitled "An act to alter the name of the town of Depau in the county of St. Lawrence," without amendment.

*Ordered*, That the clerk deliver the said bill to the Governor.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act for the relief of the Cohoes company," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	91	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Angel	Mr. Hall	Mr. Patterson
Mr. Anthony	Mr. Harris	Mr. Ringgold
Mr. Archibald	Mr. Healy	Mr. Robertson
Mr. Arnold	Mr. Herttell	Mr. O. Robinson
Mr. Bagley	Mr. Hough	Mr. J. P. Robinson
Mr. Barnes	Mr. Humphrey	Mr. Ruggles
Mr. Beardslee	Mr. Hunt	Mr. Schermerhorn
Mr. Bockhoven	Mr. Ingalls	Mr. Sears
Mr. Bostwick	Mr. Jones	Mr. Shays
Mr. Bull	Mr. Kernan	Mr. Snyder
Mr. Campbell	Mr. Kingman	Mr. Speaker
Mr. Case	Mr. Lewis	Mr. Staats
Mr. Cash	Mr. Livingston	Mr. Stevenson
Mr. Church	Mr. Lockwood	Mr. Stone
Mr. Clark	Mr. Mabbett	Mr. Strong
Mr. Clary	Mr. Marvin	Mr. Temple
Mr. Collin	Mr. M'Keon	Mr. Titus
Mr. Culver	Mr. M'Knight	Mr. Todd
Mr. Cuykendall	Mr. Mersereau	Mr. Tompkins
Mr. Degrauw	Mr. Mitchell	Mr. Ward
Mr. Drake	Mr. Morehouse	Mr. West
Mr. Ellithorp	Mr. Morrell	Mr. Wheaton
Mr. Emmons	Mr. Morris	Mr. Wheeler
Mr. Fleming	Mr. Myers	Mr. Willes
Mr. Fox	Mr. Myrick	Mr. Williams
Mr. Gardner	Mr. Nichols	Mr. Winfield
Mr. Germond	Mr. Osborne	Mr. Wood
Mr. Gordon	Mr. Palmer	Mr. Wright

Mr. Grinnell  
Mr. Grover  
Mr. Haight

Mr. I. S. Parker  
Mr. Parkhurst

Mr. Yates  
Mr. Young

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act for liquidating the claims of Jacob Trumpbour," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

The engrossed bill from the Senate, entitled "An act relative to the election of mayor of the city of New-York," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

On motion of Mr. Gordon,

*Resolved*, That the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by justices of the peace," be made the special order for Wednesday the fifth day of March next.

On motion of Mr. Mitchell,

*Resolved*, That the superintendent of the Onondaga salt springs, and the inspector of salt in the county of Onondaga, be directed to report to this House, with as little delay as possible, the amount of commissions received for their services for the past year; the amount paid to each of their deputies, clerks or assistants, giving their names and places of residence, together with their disbursements and expenditures.

*Ordered*, That Mr. Dana and Mr. Brown have leave of absence for ten days each, and Mr. Smith for four days.

On motion of Mr. Haight,

*Resolved*, That this House, during the residue of the session, meet at ten o'clock in the forenoon.

On motion of Mr. Humphrey,

*Resolved*, That the Clerk be directed to procure, and put up in the Assembly chamber, a map of this State and of the United States.

On motion of Mr. Strong,

*Resolved*, That the Syracuse Coarse Salt Manufacturing Company have leave to withdraw their petition praying for an increase of their capital, and the papers accompanying the same.

*Ordered*, That the committee on canals and internal improvements be discharged from the further consideration of the petition of sundry inhabitants of the city of Schenectady, praying that the banks of the Erie canal may be raised in certain places therein mentioned, and that the same be referred to the Canal Commissioners.

On motion of Mr. Wood,

*Resolved*, That the vote agreeing with the report of the committee on banks and insurance companies, in the case of the Olean Bank, be reconsidered.

*Ordered*, That the said report be laid upon the table.

Mr. Herttell, by the unanimous consent of the House, obtained leave to bring in a bill, entitled "An act to amend the twelfth article of title eleventh, chapter thirteenth, part first of the Revised Statutes, entitled 'Of the inspection of leaf tobacco in the city of New-York;'" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to abolish capital punishment, and to provide for the punishment of certain crimes;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Jones, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act making additional provision for the department of the adjutant-general of the militia;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Humphrey, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

## SATURDAY, MARCH 1, 1834.

The House met pursuant to adjournment.

The memorial of sundry inhabitants of the western part of this State, against any increase of the salaries of the officers of the Auburn State Prison, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry members of the bar of the county of Niagara, praying for the removal of the Supreme Court clerk's office from Geneva to Rochester, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Orange, praying the aid of the State in the construction of the New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

The petition of Jacob Buckdorff of the county of Herkimer, praying remuneration for certain tolls paid on the Erie canal, contrary to an agreement made with the Canal Commissioners, was read, and referred to the Canal Commissioners.



The petition of sundry inhabitants of the county of Schoharie, praying for the construction of a McAdam road from the city of Albany to Owego in the county of Tioga, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Chenango, praying for an alteration in the law regulating elections, was read, and referred to the committee on privileges and elections.

The petition of Thomas W. and Daniel T. Newcomb of the county of Clinton, praying relief in relation to a defect in their title to certain lands in said county, purchased of the State, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the city of New-York, praying for the incorporation of a company, to be called the Marine Dry Dock Company of the city of New-York, was read, and referred to a select committee, consisting of Mr. Ringgold, Mr. Bull and Mr. Staats.

Three several petitions of sundry inhabitants of the counties of Genesee, Allegany and Cattaraugus, for a rail-road from Warsaw to Le Roy, were read, and referred to the committee on rail-roads.

The remonstrance of sundry inhabitants of the counties of Chautauque and Erie, against reducing the tolls for crossing the Cattaraugus bridge, was read, and committed to the committee of the whole when on the bill upon that subject.

Two several petitions of sundry inhabitants of the counties of Rensselaer and Albany, praying for the incorporation of a medical college in the city of Albany, were read, and referred to the committee on medical societies and colleges.

The petition of John N. Quackenbush and others of the city of Albany, praying for the passage of an act authorising the appointment of an additional inspector of lumber for said city, was read, and referred to a select committee, consisting of the members attending this House from the county of Albany.

Two several petitions of sundry inhabitants of the county of Genesee, praying for the repeal of the act subjecting certain debts due to non-residents, to taxation, were read, and referred to the committee on ways and means.

The petition of the heirs at law of David Bacon, late of Ballston in the county of Saratoga, deceased, praying for the passage of an act authorising them to dispose of certain real estate, was read, and referred to a select committee, consisting of Mr. Marvin, Mr. Grinnell and Mr. Beardslee.

Three several petitions of sundry dealers and manufacturers of tobacco in the county of Westchester, praying for an amendment of the existing law for the inspection of tobacco, were read, and committed to the committee of the whole when on the bill upon that subject.

The remonstrance of sundry inhabitants of the counties of Wayne and Ontario, against the construction of a canal from Canandaigua lake to the Erie canal, was read, and committed to the committee of the whole when on the bill upon that subject.

The petition of sundry inhabitants of the counties of Cayuga, Ontario, Wayne and Monroe, praying for the incorporation of a company to construct a rail-road from Auburn to Rochester, was read, and referred to the committee on rail-roads.

Mr. Stone, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the village of Kingston in the county of Ulster, praying for an amendment of their charter, reported a bill, entitled "An act relating to the village of Kingston;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of Oneida and Jefferson, praying for the incorporation of a company to construct a turnpike road from Rome to Sacket's-Harbor, reported a bill, entitled "An act to incorporate the Oneida and Jefferson turnpike company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of William More of Ticonderoga in the county of Essex, praying for a grant for a ferry across Lake Champlain, reported, that in the opinion of the committee, the prayer of the petitioner ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. McKnight, from the committee on public lands, to which was referred the petition of sundry inhabitants of the village of Oswego, praying for a grant of land for a dry dock or marine railway in said village, reported a bill, entitled "An act authorising the commissioners of the land-office to sell certain lands in the harbor of Oswego, for the purpose of erecting a marine railway or dry dock;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the petition of the trustees of the Harlaem School, and of sundry other inhabitants of the city and county of New-York, praying for the incorporation of the Trustees of the Harlaem School, reported a bill, entitled "An act to amend an act entitled 'An act to incorporate the trustees of the Harlaem school in the twelfth ward of the city of New-York;'" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the petition of the New-York Society for the Manumission of Slaves, praying for the pas-

stage of an act authorising them to transfer a part of their property to the Public School Society of said city, reported a bill, entitled "An act concerning the New-York society for promoting the manumission of slaves, and protecting such of them as have been or may be liberated;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the town of Watervliet, praying for the incorporation of a bank, to be located at the village of Cohoes, with a capital of two hundred and fifty thousand dollars, by the name and style of the Bank of Cohoes, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for the charter of a bank, to be located in the village of Cohoes, with a capital of two hundred and fifty thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Kings, praying for the incorporation of a bank, to be located at the village of Brooklyn, with power to establish a branch at Hempstead in said county, reported the following resolution:

*Resolved*, That the prayer of the petition asking for a bank, to be located in the village of Brooklyn, with a branch at Hempstead, with a capital of three hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Greene, praying for the incorporation of an insurance company, to be located in the village of Catskill in said county, reported a bill, entitled "An act to incorporate the Greene county insurance company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Saratoga, praying for the incorporation of the Saratoga Mutual Insurance Company, reported a bill, entitled "An act to incorporate the Saratoga county mutual fire insurance company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of

Columbia, praying for the incorporation of a bank, to be located at the village of Kinderhook in said county, reported a bill, entitled "An act to incorporate the president, directors and company of the Bank of Kinderhook;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Columbia, praying for the incorporation of a bank, to be located at the city of Hudson, reported the following resolution:

*Resolved*, That the prayer of the petitions asking for a charter of a bank, to be located in the city of Hudson, to be called the Columbia County Bank, with a capital of three hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. J. P. Robinson, from the select committee to which was referred the bill entitled "An act to authorise the board of supervisors of the county of Otsego to raise money to build a jail," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Gordon, from the select committee to which was referred the bill entitled "An act authorising Justin Smith, his heirs and assigns, to supply the village of Whitehall with pure and wholesome water by means of aqueducts, and protecting their rights in and to said water and aqueducts," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Snyder, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Fire Department of the city of Hudson," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same, and recommend that the amendments be ordered to be engrossed, and the bill ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Staats, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to revive the act entitled 'An act to incorporate the village of Fort-Plain in the county of Montgomery,'" reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to authorise the Mohawk and Hodson rail-road company to increase their capital stock, and for other purposes."

Also the bill entitled "An act to alter the name of the town of Depau in the county of St. Lawrence."

W. L. MARCY.

*Albany, February 28, 1834.*

A communication from the Commissioners of the Land-Office, was received and read, in the words following, to wit:

The Commissioners of the Land-Office, to whom was referred by the Honorable the Assembly, the petition of Phineas Waller and others, respectfully report:

[See Document No. 264.]

**Ordered**, That the said report be referred to the committee on public lands.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act directing the sale to Daniel Hadcocks of two hundred acres of land in the Oneida reservation," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

**Resolved**, That the bill do pass.

**Ordered**, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to abolish capital punishment, and to provide for the punishment of certain crimes;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Jones, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act making additional provision for the department of the adjutant-general of the militia;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Humphrey, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend chapter seventeenth, title second, article twelfth of the Revised Statutes, relating to the inspection of leaf tobacco in the city of New-York;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Staats, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, altered the title

to "An act to amend the twelfth article of title second, chapter seventeen, part first of the Revised Statutes, entitled 'Of the inspection of leaf tobacco in the city of New-York,'" and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the city of Brooklyn;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Strong, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Greenwich savings bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Wheeler, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock on Monday morning next.

## MONDAY, MARCH 3, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants residing in the western counties of this State, praying for a repeal or amendment of the law subjecting certain debts owing to non-residents, to taxation, was read, and referred to the committee on ways and means.

The petition of Gilbert Honeywell of the county of Cayuga, praying for an amendment of the law regulating the foreclosure of mortgages, was read, and referred to the committee on the judiciary.

The petition of sundry mechanics of the city of New-York, praying relief in relation to labor performed in the State prisons, was read, and referred to the select committee on that subject, of which Mr. Humphrey is chairman.

Two several petitions of sundry inhabitants of the counties of Orange and Tioga, praying the aid of the State in the construction of the New-York and Erie rail-road, were read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Wayne, praying for the repeal of the law which exempts church property, and the property of the clergy, from taxation, was read, and referred to the committee on ways and means.

The petition of the trustees of school district number three in the town of Chenango, praying for the passage of an act authorising

them to sell their school lot, was read, and referred to the committee on colleges, academies and common schools.

The memorial of sundry inhabitants of the county of Essex, praying for an amendment of the law regulating elections, was read, and referred to the committee on privileges and elections.

The memorial of sundry members of the bar residing in Geneva in the county of Ontario, against the proposed removal of the Supreme Court clerk's office from that village to Rochester, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the village of Black-Rock in the county of Erie, praying for a grant of lands in said village, for the support of common schools, was read, and referred to the committee on colleges, academies and common schools.

The petition of sundry inhabitants of the counties of Cayuga, Seneca, Ontario, Wayne and Monroe, praying for the incorporation of a company to construct a rail-road from Auburn to Rochester, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Allegany, praying for the passage of an act authorising the supervisors of said county to raise money by tax, to build a bridge across the Genesee river at Portageville, was read, and committed to the committee of the whole when on the bill upon that subject.

The remonstrance of sundry members of the bar in the city of Albany, against the passage of an act extending the jurisdiction of the judges of the court of common pleas of the county of Albany, was read, and committed to the committee of the whole when on the bill upon that subject.

Mr. Myers, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit;

The bill entitled "An act to annex a part of the town of Stockholm to the town of Norfolk;" the bill entitled "An act to revive the act incorporating the village of Perry in the county of Genesee, passed April 17th, 1830;" the bill entitled "An act to incorporate the village of Springville;" the bill entitled "An act authorising a further loan to the county of Cayuga, to complete the new stone jail in said county;" the bill entitled "An act to amend article seventh, title eighth, chapter twentieth, part first of the Revised Statutes, entitled 'Of the disturbance of religious meetings;'" the bill entitled "An act to incorporate the Frankfort manufacturing company;" the bill entitled "An act to incorporate the Orleans hydraulic company;" the bill entitled "An act to incorporate the Holland patent academy;" the bill entitled "An act authorising a change in the name of Daniel Cogswell Smith," and the bill entitled "An act authorising David Mersereau to erect a dam across the Susquehannah river."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to annex a part of the town of Stockholm to the town of Norfolk," be referred to a select committee, consisting of Mr. Beardslee, Mr. Cuykendall and Mr. Mabbett; that the bill entitled "An act to revive the act incorporating the village of Perry in the county of Genesee, passed April 17th, 1830," be referred to a select committee, consisting of Mr. Beardslee, Mr. Cuykendall and Mr. Mabbett; that the bill entitled "An act to incorporate the village of Springville," be referred to a select committee, consisting of Mr. Tompkins, Mr. Nichols and Mr. Emmons; that the bill entitled "An act authorising a further loan to the county of Cayuga, to complete the new stone jail in said county," be referred to a select committee, consisting of Mr. Tompkins, Mr. Nichols and Mr. Emmons; that the bill entitled "An act to amend article seventh, title eighth, chapter twentieth, part first of the Revised Statutes, entitled 'Of the disturbance of religious meetings,'" be referred to a select committee, consisting of Mr. Tompkins, Mr. Nichols and Mr. Emmons; that the bill entitled "An act to incorporate the Frankfort manufacturing company," be referred to a select committee, consisting of Mr. McKeon, Mr. Clary and Mr. Case; that the bill entitled "An act to incorporate the Orleans hydraulic company," be referred to a select committee, consisting of Mr. McKeon, Mr. Clary and Mr. Case; that the bill entitled "An act to incorporate the Holland patent academy," be referred to a select committee, consisting of Mr. McKeon, Mr. Clary and Mr. Case; that the bill entitled "An act authorising a change in the name of Nathaniel Cogswell Smith," be referred to a select committee, consisting of Mr. Titus, Mr. Thomson and Mr. Hough; and that the bill entitled "An act authorising David Mersereau to erect a dam across the Susquehannah river," be referred to a select committee, consisting of Mr. Brown, Mr. Case and Mr. Drake, to be by the said committees severally reported complete.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Lyman Littlefield and Joseph Campbell, for damages to their lands at the waste-weir near Smith's store in the town of Kingsbury, county of Washington, reported; and asked leave to add a section to the bill entitled "An act for the relief of Isaac Allen and others."

[See Document No. 266.]

*Ordered*, That the said report be committed to the committee of the whole, when on the bill entitled "An act for the relief of Isaac Allen and others."

Mr. Humphrey, from the committee on canals and internal improvements, to which was referred the petition of John Enders, praying that a law may be passed, granting him the privilege of using certain surplus waters of the Erie canal, and also the report of the Canal Commissioners on the same subject, reported the following resolution:



**Resolved**, That the prayer of the petitioner ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Joseph E. Smith & Co. asking for an extra allowance for the construction of sections number four and five on the Oswego canal, reported; and asked leave to introduce a bill.

[See Document No. 263.]

**Ordered**, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of Joseph E. Smith & Co.;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Genesee, praying for the incorporation of the Genesee Mutual Fire Insurance Company, to be located in the village of Le Roy, reported a bill, entitled "An act for the incorporation of the Genesee mutual fire insurance company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the county of Onondaga, praying for the incorporation of a bank, to be located at Manlius in said county, with a capital of two hundred thousand dollars, reported the following resolution:

**Resolved**, That the prayer of the several petitions for the charter of a bank, to be located at Manlius in the county of Onondaga, with a capital of two hundred thousand dollars, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Staats, from the select committee to which was referred the petition of John N. Quackenbush and others, dealers in lumber, reported; and asked leave to introduce a bill.

[See Document No. 262.]

**Ordered**, That leave be given to bring in such bill.

Mr. Staats, according to leave, brought in the said bill, entitled "An act authorising the appointment of an additional inspector of lumber for the city of Albany;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Marvin, from the select committee to which was referred the memorial of the executors and heirs at law of David Bacon, deceased, reported; and asked leave to introduce a bill.

[See Document No. 265.]

*Ordered*, That leave be given to bring in such bill.

Mr. Marvin, according to leave, brought in the said bill, entitled "An act to authorise Nathaniel Bacon, William H. Bacon and Cyrus Bacon to sell and convey certain real estate;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A communication from the Surveyor-General, was received and read, in the words following, to wit:

The Surveyor-General, on the petition of Bates Cook, referred to him by the Honorable the Assembly, respectfully reports:

[See Document No. 281.]

*Ordered*, That the said report be referred to the committee on public lands.

The annual report of the New-York Chemical Manufacturing Company, was received and read.

[See Document No. 305.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to authorise the board of supervisors of the county of Otsego to raise money to build a jail;" the engrossed bill entitled "An act to amend the twelfth article of title second, chapter seventeenth, part first of the Revised Statutes, entitled 'Of the inspection of leaf tobacco in the city of New-York;'" and the engrossed bill entitled "An act authorising Justin Smith, his heirs and assigns, to supply the village of Whitehall in the county of Washington, with pure and wholesome water by means of aqueducts, and protecting their rights in and to said water and aqueducts;" and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to authorise the board of supervisors of the county of Otsego to raise money to build a jail," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to amend the twelfth article of title second, chapter seventeenth, part first of the Revised Statutes, entitled 'Of the inspection of leaf tobacco in the city of New-York,'" was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act authorising Justin Smith, his heirs and assigns, to supply the village of Whitehall in the county of Washington, with pure and wholesome water by means of aqueducts, and protecting their rights in and to said water and aqueducts," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill entitled "An act for liquidating the claims of Jacob Trumpbour," was read the third time.

Thereupon,

Mr. Ingalls made a motion that the House should agree to recommit the said bill to a committee of the whole house.

Debates were had thereon; and the question being put whether the House would agree to the motion of Mr. Ingalls, it was determined in the negative.

{ NAYS 46 }  
{ AYES 36 }

The ayes and noes being required by ten members,

Those who voted in the negative are

Mr. Anthony	Mr. Kernan	Mr. Snyder
Mr. Bowne	Mr. Kingman	Mr. Speaker
Mr. Bull	Mr. Livingston	Mr. Stevenson
Mr. Butrick	Mr. Mabbett	Mr. Stone
Mr. Campbell	Mr. Marvin	Mr. Strong
Mr. Conklin	Mr. M'Keon	Mr. Temple
Mr. Collin	Mr. M'Knight	Mr. Thomson
Mr. Degrauw	Mr. Morrell	Mr. Titus
Mr. Drake	Mr. Morris	Mr. Todd
Mr. Ellithorp	Mr. Myers	Mr. Tompkins
Mr. Grinnell	Mr. O. Robinson	Mr. West
Mr. Haight	Mr. J. P. Robinson	Mr. Wheaton
Mr. Healy	Mr. Ruggles	Mr. Willes
Mr. Hone	Mr. Sears	Mr. Williams
Mr. Hough	Mr. Shays	Mr. Young
Mr. Humphrey		

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Those who voted in the affirmative are

Mr. Archibald	Mr. Fowler	Mr. Myrick
Mr. Arnold	Mr. Fox	Mr. Osborne
Mr. Bagley	Mr. Gardner	Mr. Palmer
Mr. Barnes	Mr. Germond	Mr. I. S. Parker
Mr. Bockoven	Mr. Gordon	Mr. Patterson
Mr. Cash	Mr. Grover	Mr. Robertson
Mr. Clark	Mr. Hall	Mr. Ward
Mr. Clary	Mr. Hunt	Mr. Wheeler
Mr. Culver	Mr. Ingalls	Mr. Whipple
Mr. Cuykendall	Mr. Lewis	Mr. Winfield
Mr. Emmons	Mr. Lockwood	Mr. Wood
Mr. Fleming	Mr. Morehouse	Mr. Wright

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Thereupon,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative.

{ AYES 53 }  
{ NAYS 34 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Angel	Mr. Hough	Mr. Sears
Mr. Anthony	Mr. Humphrey	Mr. Shays
Mr. Bowne	Mr. Kernan	Mr. Snyder
Mr. Bull	Mr. Kingman	Mr. Speaker
Mr. Butrick	Mr. Livingston	Mr. Stevenson
Mr. Campbell	Mr. Mabbett	Mr. Stone
Mr. Cash	Mr. Marvin	Mr. Strong
Mr. Clark	Mr. M'Keon	Mr. Temple
Mr. Conklin	Mr. M'Knight	Mr. Thomson
Mr. Collin	Mr. Mitchell	Mr. Todd
Mr. Degrauw	Mr. Morrell	Mr. Tompkins
Mr. Drake	Mr. Morris	Mr. West
Mr. Ellithorp	Mr. Myers	Mr. Wheaton
Mr. Grinnell	Mr. Myrick	Mr. Whipple
Mr. Haight	Mr. Orr	Mr. Willes
Mr. Healy	Mr. O. Robinson	Mr. Williams
Mr. Herttell	Mr. J. P. Robinson	Mr. Young
Mr. Hone	Mr. Ruggles	

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Those who voted in the negative are,

Mr. Archibald	Mr. Fox	Mr. Osborne
Mr. Arnold	Mr. Gardner	Mr. Palmer
Mr. Bagley	Mr. Germond	Mr. I. S. Parker
Mr. Barnes	Mr. Gordon	Mr. Patterson
Mr. Bockoven	Mr. Grover	Mr. Ringgold
Mr. Case	Mr. Hall	Mr. Robertson
Mr. Clary	Mr. Hunt	Mr. Titus
Mr. Culver	Mr. Ingalls	Mr. Ward
Mr. Cuykendall	Mr. Lewis	Mr. Winfield
Mr. Emmons	Mr. Lockwood	Mr. Wood
Mr. Fleming	Mr. Morehouse	Mr. Wright
Mr. Fowler		

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*Ordered,* That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to revive the act entitled 'An act to incorporate the village of Fort-Plain in the county of Montgomery,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 86 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Haight	Mr. Parkhurst
Mr. Anthony	Mr. Hall	Mr. Patterson
Mr. Archibald	Mr. Healy	Mr. Ringgold
Mr. Arnold	Mr. Herttell	Mr. Robertson
Mr. Barnes	Mr. Hone	Mr. O. Robinson
Mr. Bockoven	Mr. Hough	Mr. J. P. Robinson
Mr. Bowne	Mr. Humphrey	Mr. Ruggles
Mr. Bull	Mr. Hunt	Mr. Sears
Mr. Butrick	Mr. Ingalls	Mr. Shays
Mr. Campbell	Mr. Jones	Mr. Snyder
Mr. Case	Mr. Kernan	Mr. Speaker
Mr. Cash	Mr. Kingman	Mr. Stevenson
Mr. Clark	Mr. Lewis	Mr. Stone
Mr. Clary	Mr. Livingston	Mr. Strong
Mr. Conklin	Mr. Lockwood	Mr. Temple
Mr. Collin	Mr. Mabbett	Mr. Thomson
Mr. Culver	Mr. Marvin	Mr. Titus
Mr. Cuykendall	Mr. M'Keon	Mr. Todd
Mr. Degrauw	Mr. M'Knight	Mr. Tompkins
Mr. Drake	Mr. Mitchell	Mr. Ward
Mr. Ellithorp	Mr. Morehouse	Mr. West
Mr. Emmons	Mr. Morrell	Mr. Wheaton
Mr. Fowler	Mr. Morris	Mr. Whipple
Mr. Fox	Mr. Myers	Mr. Willes
Mr. Gardner	Mr. Myrick	Mr. Williams
Mr. Germond	Mr. Orr	Mr. Winfield
Mr. Gordon	Mr. Osborne	Mr. Wood
Mr. Grinnell	Mr. Palmer	Mr. Young
Mr. Grover	Mr. I. S. Parker	

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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill from the Senate, entitled "An act to incorporate the Fire Department of the city of Hudson," with the engrossed amendments, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Harris	Mr. Ringgold
Mr. Anthony	Mr. Healy	Mr. Robertson
Mr. Archibald	Mr. Herttell	Mr. O. Robinson
Mr. Barnes	Mr. Hone	Mr. J. P. Robinson
Mr. Bockhoven	Mr. Hough	Mr. Ruggles
Mr. Bowne	Mr. Humphrey	Mr. Schermerhorn
Mr. Bull	Mr. Ingalls	Mr. Sears
Mr. Butrick	Mr. Jones	Mr. Shays
Mr. Campbell	Mr. Kernan	Mr. Snyder
Mr. Case	Mr. Kingman	Mr. Speaker
Mr. Cash	Mr. Lewis	Mr. Staats
Mr. Clark	Mr. Livingston	Mr. Stevenson
Mr. Clary	Mr. Lockwood	Mr. Stone
Mr. Conklin	Mr. Mabbett	Mr. Strong
Mr. Collin	Mr. Marvin	Mr. Temple
Mr. Culver	Mr. M'Keon	Mr. Thomson
Mr. Cuykendall	Mr. M'Knight	Mr. Titus
Mr. Degrauw	Mr. Mitchell	Mr. Todd
Mr. Drake	Mr. Morehouse	Mr. Tompkins
Mr. Ellithorp	Mr. Morrell	Mr. Ward
Mr. Emmons	Mr. Morris	Mr. West
Mr. Fleming	Mr. Myers	Mr. Wheaton
Mr. Fowler	Mr. Myrick	Mr. Wheeler
Mr. Fox	Mr. Orr	Mr. Whipple
Mr. Gardner	Mr. Osborne	Mr. Willes
Mr. Germond	Mr. Palmer	Mr. Williams
Mr. Gordon	Mr. I. S. Parker	Mr. Winfield
Mr. Grinnell	Mr. Parkhurst	Mr. Wood
Mr. Grover	Mr. Patterson	Mr. Wright
Mr. Haight	Mr. Phelps	Mr. Young
Mr. Hall		

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

Mr. Herttell offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the committee of which Mr. Humphrey is chairman, to which was referred the several memorials relative to the employment of State prison convicts in mechanical occupations, be authorised and instructed to require the personal attendance of the superintendent of the Auburn State Prison before the said committee, with a view to his examination on oath on the subject matter which the said committee have in charge.

*Ordered*, That the said resolution be laid upon the table.

On motion of Mr. Ruggles,

*Resolved*, That the Judge Advocate General be requested to report to this House, the amount of official business which has been performed by him in each year, during the term in which he has held that office, and the time which he has devoted to the discharge of its duties; and if no services have been performed by him in his official capacity, that then he be requested to report to this House by whom his official duties have been performed, and the reasons why they have not been performed by himself.

On motion of Mr. Jones,

*Resolved*, That the committee on Indian affairs be discharged from the further consideration of the petition of Solomon Davis, and that the petitioner have leave to withdraw the same.

Mr. Marvin gave notice that he would, on some future day, ask leave to introduce a bill, relating to the decision of certain causes in the Supreme Court upon writs of error.

On motion of Mr. Ingalls,

*Resolved*, That the petitioners for a bank at Union village in the county of Washington, have leave to withdraw their petitions, and the documents attached thereto.

In pursuance of previous notice, Mr. Bull asked for and obtained leave to bring in a bill, entitled "An act in relation to mortgages upon personal property, filed with county clerks;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to abolish capital punishment, and to provide for the punishment of certain crimes;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Jones, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

## TUESDAY, MARCH 4, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the counties of Erie and Genesee, praying for the incorporation of a company to construct a rail-road from Attica in the county of Genesee, to the city of Buffalo, was read, and committed to the committee of the whole when on the bill to which it relates.

The memorial of sundry inhabitants of the counties of Cayuga, Seneca, Ontario, Wayne and Monroe, praying for the incorporation of a company to construct a rail-road from Auburn to Rochester, was read, and referred to the committee on rail-roads.

The remonstrance of sundry inhabitants of the county of Livingston, against the passage of an act authorising the construction of a dam across the Genesee river, was read, and committed to the committee of the whole when on the bill upon that subject.

The memorial of sundry inhabitants of the county of Broome, praying for an alteration of the law regulating elections, was read, and referred to the committee on privileges and elections.

The memorial of sundry inhabitants of the county of Ontario, praying for an alteration of the present mode of employing State prison convicts, was read, and referred to the select committee on that subject, of which Mr. Humphrey is chairman.

The petition of Jeremiah Gillet of the county of Yates, praying for damages alleged to have been sustained by the construction of the Crooked lake canal, was read, and referred to the Canal Commissioners.

The petition of sundry inhabitants of the county of Onondaga, praying for an amendment of the Revised Statutes relative to the inspection of sole leather, was read, and referred to the committee on trade and manufactures.

The petition of the members of the first regiment of horse artillery, comprising the counties of New-York, Kings and Richmond, praying to be exempted from jury duty, was read, and referred to the committee on the militia and public defence.

The petition of sundry teachers of common schools in the city of Albany, praying for the passage of an act making an appropriation for the purpose of publishing a work for common schools, styled "Every Man his own Teacher," was read, and referred to the committee on colleges, academies and common schools.

The remonstrance of sundry inhabitants of the county of Saratoga, against an increase of the capital of the Saratoga County Bank, was read, and committed to the committee of the whole when on the bill to which it relates.

Mr. Bull, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, to borrow money;" the bill entitled "An act to incorporate the Chemung turnpike road company;" the bill entitled "An act to confirm the proceedings of the commissioners of highways of the towns of Frankfort, Litchfield and Winfield in the county of Herkimer;" the bill entitled "An act requiring manufacturing corporations to file with the comptroller an annual statement of their affairs;" the bill entitled "An act to raise money in the county of Genesee, for the improvement of bridges in the town of Pembroke;" the bill entitled "An act to incorporate the Hibernian benevolent association of the city of Troy;" the bill entitled "An act to incorporate the Clinton liberal institute;" the bill entitled "An act



to amend an act entitled 'An act to incorporate the Mayville and Portland rail-road company,' passed March 29th, 1832;" the bill entitled "An act to alter the time of holding the annual meeting of the board of supervisors of the county of Jefferson," and the bill entitled "An act to incorporate the Troy academy."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, to borrow money," be referred to a select committee, consisting of Mr. Titus, Mr. Thomson and Mr. Hough; that the bill entitled "An act to incorporate the Chemung turnpike road company," be referred to a select committee, consisting of Mr. Titus, Mr. Thomson and Mr. Hough; that the bill entitled "An act to confirm the proceedings of the commissioners of highways of the towns of Frankfort, Litchfield and Winfield in the county of Herkimer," be referred to a select committee, consisting of Mr. Titus, Mr. Thomson and Mr. Hough; that the bill entitled "An act requiring manufacturing corporations to file with the comptroller an annual statement of their affairs," be referred to a select committee, consisting of Mr. Marvin, Mr. Wright and Mr. Bartle; that the bill entitled "An act to raise money in the county of Genesee, for the improvement of bridges in the town of Pembroke," be referred to a select committee, consisting of Mr. Marvin, Mr. Wright and Mr. Bartle; that the bill entitled "An act to incorporate the Hibernian benevolent association of the city of Troy," be referred to a select committee, consisting of Mr. Marvin, Mr. Wright and Mr. Bartle; that the bill entitled "An act to incorporate the Clinton liberal institute," be referred to a select committee, consisting of Mr. Wheeler, Mr. Anderson and Mr. J. P. Robinson; that the bill entitled "An act to amend an act entitled 'An act to incorporate the Mayville and Portland rail-road company,' passed March 29th, 1832," be referred to a select committee, consisting of Mr. Wheeler, Mr. Anderson and Mr. J. P. Robinson; that the bill entitled "An act to alter the time of holding the annual meeting of the board of supervisors of the county of Jefferson," be referred to a select committee, consisting of Mr. Wheeler, Mr. Anderson and Mr. J. P. Robinson; and that the bill entitled "An act to incorporate the Troy academy," be referred to a select committee, consisting of Mr. Snyder, Mr. Healy and Mr. Mitchell, to be by the said committees severally reported complete.

Mr. O. Robinson, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the towns of Almond and Burns in the county of Allegany, praying that part of the said town of Almond may be annexed to the town of Burns, reported a bill, entitled "An act to annex part of the town of Almond to the town of Burns in the county of Allegany;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the engrossed bill from the Senate, entitled "An act concerning the court for the correction of errors," reported, that the committee had examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the engrossed bill from the Senate, entitled "An act confirming the official acts of Daniel Hebard, a justice of the peace in and for the county of Dutchess," reported, that the committee had examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act in relation to the county courts in the county of Madison," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of the board of supervisors of the county of St. Lawrence, praying for the passage of an act relative to the support of foreign paupers, reported a bill, entitled "An act relating to foreign paupers;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Henry N. Van Patten, praying for damages in consequence of the destruction of his well by the Erie canal, and for a remuneration for building a bridge, reported; and asked leave to introduce a bill.

[See Document No. 267.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of Henry N. Van Patten;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ringgold, from the select committee to which was referred the petition of sundry inhabitants of the city of New-York, praying for the incorporation of a marine dry dock company, to be located in said city, reported; and asked leave to introduce a bill.

[See Document No. 275.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ringgold, according to leave, brought in the said bill, en-

titled "An act to incorporate the New-York marine dry dock company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bull, from the select committee to which was referred the petition of Isaac Wendell and others, inhabitants of the county of Rensselaer, asking for the incorporation of a society for the apprehension of horse thieves, reported; and asked leave to introduce a bill.

[See Document No. 269.]

*Ordered*, That leave be given to bring in such bill.

Mr. Bull, according to leave, brought in the said bill, entitled "An act to incorporate a society in the county of Rensselaer, for the apprehension of horse thieves;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Emmons, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act authorising a further loan to the county of Cayuga, to complete the new stone jail in said county," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Mitchell, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to change the corporate name of St. Peter's church, Aurelius, to that of St. Peter's church, Auburn," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Snyder, from the select committee to which was referred the bill entitled "An act to incorporate the Troy academy," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Bowne, from the select committee to which was referred the bill entitled "An act authorising David Mersereau to erect a dam across the Susquehannah river," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Tompkins, from the select committee to which was referred the bill entitled "An act to incorporate the village of Springville," reported, that the committee had gone through the said bill, and

agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to incorporate the Nassau academy," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. McKeon, from the select committee to which was referred the bill entitled "An act to incorporate the Frankfort manufacturing company," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to incorporate the Hibernian benevolent society of the city of Utica," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. McKeon, from the select committee to which was referred the bill entitled "An act to incorporate the Orleans hydraulic company," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Titus, from the select committee to which was referred the bill entitled "An act to authorise a change in the name of Nathaniel Cogswell Smith," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Tompkins, from the select committee to which was referred the bill entitled "An act to amend article seventh, title eighth, chapter twentieth, part first of the Revised Statutes, entitled 'Of the disturbance of religious meetings,'" reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Beardslee, from the select committee to which was referred the bill entitled "An act to annex a part of the town of Stockholm to the town of Norfolk," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of William Jackson, respectfully report:

[See Document No. 271.]

**Ordered,** That the said report be referred to the committee on claims.

The annual report of the Ontario Savings Bank, was received and read.

[See Document No. 270.]

**Ordered,** That the said report be referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The annual report of R. C. Theall, an inspector of oil in the city of New-York, was received and read.

[See Document No. 280.]

**Ordered,** That the said report be referred to the committee on trade and manufactures.

The Senate sent for concurrence, a bill entitled "An act relating to the State prison at Mount-Pleasant;" a bill entitled "An act concerning the First Christian party of Oneida Indians;" a bill entitled "An act to extend the time for completing the Stephentown and Nassau turnpike road;" a bill entitled "An act to incorporate the Washington county mutual insurance company," and a bill entitled "An act to incorporate the Genesee manual labor seminary."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act relating to the State prison at Mount-Pleasant," was referred to the committee on State prisons; the bill entitled "An act concerning the First Christian party of Oneida Indians," was referred to the committee on Indian affairs; the bill entitled "An act to extend the time for completing the Stephentown and Nassau turnpike road," was referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies; the bill entitled "An act to incorporate the Washington county mutual insurance company," was referred to the committee on the incorporation and alteration of the charters of banking and insurance companies; and the bill entitled "An act to incorporate the Genesee manual labor seminary," was referred to the committee on colleges, academies and common schools, severally to consider and report thereon.

A message from the Senate was read, informing that they have passed the bill entitled "An act authorising the supervisors of the county of Sullivan to sell their poor-house, and the farm connected therewith," without amendment.

**Ordered,** That the clerk deliver the said bill to the Governor.

The engrossed bill from the Senate, entitled "An act to change the corporate name of St. Peter's church, Aurelius, to that of St. Peter's church, Auburn," was read the third time.

Mr. Speaker put the question whether the House would agree to

the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Hall	Mr. O. Robinson
Mr. Anthony	Mr. Harris	Mr. J. P. Robinson
Mr. Archibald	Mr. Healy	Mr. Ruggles
Mr. Arnold	Mr. Herttell	Mr. Schermerhorn
Mr. Bagley	Mr. Hough	Mr. Sears
Mr. Barnes	Mr. Humphrey	Mr. Shays
Mr. Beardslee	Mr. Ingalls	Mr. Snyder
Mr. Bockoven	Mr. Jones	Mr. Speaker
Mr. Bowne	Mr. Kingman	Mr. Staats
Mr. Brasher	Mr. Livingston	Mr. Stevenson
Mr. Bull	Mr. Lockwood	Mr. Stone
Mr. Butrick	Mr. Mabbett	Mr. Strong
Mr. Campbell	Mr. Marvin	Mr. Sumner
Mr. Case	Mr. M'Knight	Mr. Temple
Mr. Cash	Mr. Mersereau	Mr. Thomson
Mr. Church	Mr. Mitchell	Mr. Titus
Mr. Clark	Mr. Morehouse	Mr. Todd
Mr. Conklin	Mr. Morrell	Mr. Ward
Mr. Collin	Mr. Morris	Mr. West
Mr. Culver	Mr. Myers	Mr. Wheaton
Mr. Cuykendall	Mr. Myrick	Mr. Wheeler
Mr. Degrauw	Mr. Orr	Mr. Whipple
Mr. Drake	Mr. Osborne	Mr. Willes
Mr. Ellithorp	Mr. Palmer	Mr. Williams
Mr. Emmons	Mr. Parkhurst	Mr. Winfield
Mr. Fleming	Mr. Patterson	Mr. Wood
Mr. Fowler	Mr. Phelps	Mr. Wright
Mr. Gardner	Mr. Ringgold	Mr. Yates
Mr. Grover	Mr. Robertson	Mr. Young
Mr. Haight		

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The engrossed bill from the Senate, entitled "An act authorising a further loan to the county of Cayuga, to complete the new stone jail in said county," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

Mr. Wood gave notice that, on some future day, he would ask leave to introduce a bill for the extension of the charter of the Squakie-hill Bridge Company.

Mr. Strong gave notice that he would, on some future day, ask

leave to bring in a bill, to continue in force the law authorising Benajah Byington to search for rock salt.

Mr. Staats gave notice that he would, on some future day, ask leave to introduce a bill to provide for the pay of grand jurors in and for the county of Albany.

On motion of Mr. Ingalls,

*Resolved*, That the committee on claims be discharged from the further consideration of the petition of Daniel McIntosh, and that the petitioner have leave to withdraw his petition.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act relating to the decision of certain causes in the supreme court, upon writs of error;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Wood asked for and obtained leave to bring in a bill, entitled "An act to repeal an act entitled 'An act for building a bridge over the Genesee river in the town of Nunda in the county of Allegany,' passed April 10, 1818;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

Mr. Beardslee made a motion that the House should agree to reconsider its vote on the final passage of the engrossed bill from the Senate, entitled "An act authorising a further loan to the county of Cayuga, to complete the new stone jail in said county."

Mr. Speaker put the question whether the House would agree to the motion of Mr. Beardslee, and it was determined in the affirmative.

*Ordered*, That the said bill be laid upon the table.

Mr. Bagley offered for the consideration of the House, a resolution, with a recital, in the words following, to wit:

Whereas a select committee was appointed by the Legislature in 1832, of which Judah Hammond was chairman, and to whom was referred the memorials of Jacob Trumbour and Holmes Hutchinson, who had power to send for persons and papers; and it appearing by the report of said committee, that that part of the survey of the canals belonging to the State, and now under progress by the said Holmes Hutchinson, who was appointed by the Canal Commissioners to make such survey, is not an actual location on the ground, nor in conformity to the Revised Statutes, vol. 1st, page 218: Therefore,

*Resolved*, (If the Senate concur,) that the Canal Commissioners suspend all further operations, and cease all further proceedings in relation to said survey, until the meeting of the next Legislature, and their action thereupon.

*Ordered*, That the said resolution be laid upon the table.

*Ordered*, That the usual number of copies of the said resolution be printed for the use of the Legislature.

[See Document No. 268.]

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to abolish capital punishment, and to provide for the punishment of certain crimes;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Jones, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

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## WEDNESDAY, MARCH 5, 1834.

The House met pursuant to adjournment.

The petition of Horace Hulbert and David Porter, praying compensation for services rendered and expenses incurred in the construction of certain works connected with and forming part of the Chemung canal feeder, with sundry affidavits relating thereto, was read, and referred to the Canal Commissioners.

The petition of sundry inhabitants of the county of Rensselaer, praying for the incorporation of a company to construct a turnpike road from the village of Alps in the town of Nassau, to intersect the Nassau and Stephentown turnpike road in said town of Nassau, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the Holland land purchase, praying for the repeal of the act subjecting certain debts due non-residents, to taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the county of St. Lawrence, praying for the aid of the State in the construction of a road from Lyme in the county of Jefferson, to the Chippewa Bay road leading to Ogdensburgh in the county of St. Lawrence, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Two several petitions of sundry inhabitants of the towns of Concord and Sardinia in the county of Erie, praying for the passage of an act to annex a part of the town of Sardinia to the town of Concord, were read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of St. Lawrence, praying for the passage of an act authorising a ferry to be established at Ogdensburgh in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Mr. Humphrey, from the committee on canals and internal im-



provements, to which was referred the several petition and memorials of sundry citizens of the counties of Jefferson, Lewis, Oneida and St. Lawrence, praying for the construction of a canal from the Erie canal to the High falls of the Black river, and for the improvement of the navigation of the Black river from the High falls to the village of Carthage, reported; and asked leave to introduce a bill.

[See Document No. 273.]

*Ordered*, That leave be given to bring in such bill.

Mr. Humphrey, according to leave, brought in the said bill, entitled "An act directing the survey of a canal route from the High falls on the Black river, to the Erie canal;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That four times the usual number of copies of the said report be printed for the use of the Legislature.

Mr. Fleining, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of Delaware and Sullivan, asking for the passage of an act granting to them eight hundred dollars, for the purpose of improving a road on the Beaver-kill, reported, that they have had the subject under consideration, and have come to a conclusion adverse to the petitioners, and offer the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Myers, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act further to amend the charter of the village of Lansingburgh;" the bill entitled "An act to incorporate the Lockport and Niagara falls rail-road company;" the bill entitled "An act to preserve the grass on a part of the south beach in Suffolk county;" the bill entitled "An act to amend title ninth, part first, chapter twentieth of the Revised Statutes;" the bill entitled "An act to amend the act entitled 'An act to incorporate the village of Ithaca,' passed April 2d, 1821, and the several acts amending the same;" the bill entitled "An act for the preservation of partridges, quails and woodcocks in the county of Rensselaer;" the bill entitled "An act relative to proceedings upon writs of homine replegiando;" the bill entitled "An act relating to the court of common pleas for the city and county of New-York;" and the bill entitled "An act relative to the removal of causes by certiorari to the superior court of the city of New-York, and to regulate the

practice of the justices' and assistant justices' courts of the city of New-York."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act further to amend the charter of the village of Lansingburgh," be referred to a select committee, consisting of Mr. O. Robinson, Mr. Strong and Mr. Fowler; that the bill entitled "An act to incorporate the Lockport and Niagara falls rail-road company," be referred to a select committee, consisting of Mr. O. Robinson, Mr. Strong and Mr. Fowler; that the bill entitled "An act to preserve the grass on a part of the south beach in Suffolk county," be referred to a select committee, consisting of Mr. O. Robinson, Mr. Strong and Mr. Fowler; that the bill entitled "An act to amend title ninth, part first, chapter twentieth of the Revised Statutes," be referred to a select committee, consisting of Mr. Cash, Mr. Spafard and Mr. Drake; that the bill entitled "An act to amend the act entitled 'An act to incorporate the village of Ithaca,' passed April 2d, 1821, and the several acts amending the same," be referred to a select committee, consisting of Mr. Cash, Mr. Spafard and Mr. Drake; that the bill entitled "An act for the preservation of partridges, quails and woodcocks in the county of Rensselaer," be referred to a select committee, consisting of Mr. Cash, Mr. Spafard and Mr. Drake; that the bill entitled "An act relative to proceedings upon writs of homine replegiando," be referred to a select committee, consisting of Mr. I. S. Parker, Mr. Angel and Mr. Dana; that the bill entitled "An act relating to the court of common pleas for the city and county of New-York," be referred to a select committee, consisting of Mr. I. S. Parker, Mr. Angel and Mr. Dana; and that the bill entitled "An act relative to the removal of causes by certiorari to the superior court of the city of New-York, and to regulate the practice of the justices' and assistant justices' courts of the city of New-York," be referred to a select committee, consisting of Mr. Beardslee, Mr. McKeon and Mr. Mabbett, to be by the said committees severally reported complete.

Mr. O. Robinson, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the towns of Cato and Ira in the county of Cayuga, praying for an alteration of the lines of said towns, reported a bill, entitled "An act to annex part of the towns of Ira and Conquest to the town of Cato in the county of Cayuga;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Osborne, from the committee on the petitions of aliens, to which was referred the petition of Helen Allen Stewart, praying for authority to take, hold and convey real estate, reported a bill, entitled "An act to enable Helen Allen Stewart to take, hold and convey real estate;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Washington county mutual insurance company," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Staats, from the committee on State prisons, to which was referred the engrossed bill from the Senate, entitled "An act relating to the State prison at Mount-Pleasant," reported, that the committee had examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the village of Aurora in the county of Erie, praying for the incorporation of said village, reported a bill, entitled "An act to incorporate the village of Aurora;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the village of Fulton in the county of Oswego, praying for the incorporation of said village, reported a bill, entitled "An act to incorporate the village of Fulton;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morehouse, from the select committee to which was referred the petition of sundry inhabitants of the village of Ulster, praying for the passage of a law incorporating a company to build a pier for a steam-boat landing at the mouth of Esopus creek, reported; and asked leave to introduce a bill.

[See Document No. 277.]

*Ordered*, That leave be given to bring in such bill.

Mr. Morehouse, according to leave, brought in the said bill, entitled "An act to incorporate the Saugerties steam-boat landing company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the village of Springfield," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

Mr. Titus, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Chemung turnpike road company," reported, that the committee

had gone through the said bill, made an amendment thereto, and agreed to the same, and recommend that the said amendment be ordered to be engrossed, and the bill ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Marvin, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to raise money in the county of Genesec, for the improvement of bridges in the town of Pembroke," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Marvin, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Hibernian benevolent association of the city of Troy," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Wheeler, from the select committee to which was referred the bill entitled "An act to incorporate the Clinton liberal institute," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Titus, from the select committee to which was referred the bill entitled "An act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, to borrow money," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Titus, from the select committee to which was referred the bill entitled "An act to confirm the proceedings of the commissioners of highways of the towns of Frankfort, Litchfield and Winfield in the county of Herkimer," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Wheeler, from the select committee to which was referred the bill entitled "An act to alter the time for holding the annual meeting of the board of supervisors of the county of Jefferson," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Marvin, from the select committee to which was referred the bill entitled "An act requiring manufacturing corporations to file with the comptroller an annual statement of their affairs," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Wheeler, from the select committee to which was referred the bill entitled "An act to amend the act entitled 'An act to incorporate the Mayville and Portland rail-road company,' passed March 29th, 1832," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

# TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act authorising the supervisors of the county of Sullivan to sell their poor-house, and the farm connected therewith."

W. L. MARCY.

*Albany, March 5, 1834.*

The annual report of the directors of the Central Asylum for the instruction of the deaf and dumb, was received and read.

[See Document No. 278.]

*Ordered*, That the said report be referred to the select committee on so much of the Governor's message as relates to that subject.

The annual report of Francis Peckwell, the inspector general of staves and heading in the city of New-York, was received and read.

[See Document No. 276.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of Jacob Buckdorff, respectfully report:

[See Document No. 274.]

*Ordered*, That the said report be referred to the committee on claims.

A communication from the Judge Advocate General, was received and read.

[ See Document No. 272. ]

*Ordered*, That the said communication be committed to a committee of the whole when on the bill to which it relates.

A communication from the president of the Life Insurance and Trust Company, was received and read.

[ See Document No. 279. ]

*Ordered*, That the said communication be laid upon the table.

The Senate sent for concurrence, a bill entitled "An act to incorporate the Narrowsburgh bridge company," and a bill entitled "An act to incorporate the Rensselaer and Berkshire tunnelling and turnpike road company."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to consider and report thereon.

A message from the Senate was read, informing that they have passed the bill entitled "An act authorising the commissioners of school money in the city and county of New-York to use a part of the special school tax money raised in said city and county, to pay their expenses," with the amendments therewith delivered.

*Ordered*, That the said bill and amendments be referred to a select committee, consisting of Mr. Titus, Mr. Shays and Mr. Marvin, to consider and report thereon.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act authorising David Mersereau to erect a dam across the Susquehannah river;" the engrossed bill entitled "An act to authorise a change in the name of Nathaniel Cogswell Smith;" the engrossed bill entitled "An act to amend article seventh, title eighth, chapter twentieth, part first of the Revised Statutes, entitled 'Of the disturbance of religious meetings;'" the engrossed bill entitled "An act to annex part of the town of Stockholm to the town of Norfolk;" the engrossed bill entitled "An act to incorporate the Troy academy;" the engrossed bill entitled "An act to incorporate the Nassau academy;" the engrossed bill entitled "An act to incorporate the Frankfort manufacturing company;" the engrossed bill entitled "An act to incorporate the Hibernian benevolent society of the city of Utica," and the engrossed bill entitled "An act to incorporate the Orleans hydraulic company," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act authorising David Mersereau to erect a dam across the Susquehannah river," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to authorise a change in the name of Nathaniel Cogswell Smith," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to amend article seventh, title eighth, chapter twentieth, part first of the Revised Statutes, entitled 'Of the disturbance of religious meetings,'" was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to annex part of the town of Stockholm to the town of Norfolk," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to incorporate the Troy academy," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 95 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Grover	Mr. Robertson
Mr. Archibald	Mr. Haight	Mr. O. Robinson
Mr. Arnold	Mr. Hall	Mr. J. P. Robinson
Mr. Bagley	Mr. Harris	Mr. Ruggles
Mr. Beardslee	Mr. Healy	Mr. Schermerhorn
Mr. Bockoven	Mr. Herttell	Mr. Sears
Mr. Bostwick	Mr. Humphrey	Mr. Shays
Mr. Bowne	Mr. Ingalls	Mr. Smith
Mr. Brasher	Mr. Jones	Mr. Snyder
Mr. Bull	Mr. Kernan	Mr. Speaker
Mr. Butrick	Mr. Kingman	Mr. Staats
Mr. Campbell	Mr. Lewis	Mr. Stevenson
Mr. Case	Mr. Livingston	Mr. Stone
Mr. Cash	Mr. Lockwood	Mr. Sumner
Mr. Church	Mr. Marvin	Mr. Temple
Mr. Clark	Mr. M'Knight	Mr. Thomson
Mr. Clary	Mr. Mersereau	Mr. Titus
Mr. Conklin	Mr. Mitchell	Mr. Todd
Mr. Collin	Mr. Morehouse	Mr. Tompkins
Mr. Crosby	Mr. Morrell	Mr. Ward
Mr. Culver	Mr. Morris	Mr. West
Mr. Cuykendall	Mr. Myers	Mr. Wheaton
Mr. Degrauw	Mr. Myrick	Mr. Wheeler
Mr. Drake	Mr. Nichols	Mr. Whipple
Mr. Ellithorp	Mr. Orr	Mr. Willes
Mr. Emmons	Mr. Osborne	Mr. Williams
Mr. Fleming	Mr. Palmer	Mr. Winfield
Mr. Fowler	Mr. I. S. Parker	Mr. Wood
Mr. Gardner	Mr. Parkhurst	Mr. Wright

Mr. Germond  
Mr. Gordon  
Mr. Grinnell

Mr. Patterson  
Mr. Phelps  
Mr. Ringgold

Mr. Yates  
Mr. Young

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The said engrossed bill, entitled "An act to incorporate the Nassau academy," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony  
Mr. Archibald  
Mr. Arnold  
Mr. Bagley  
Mr. Beardslee  
Mr. Bockhoven  
Mr. Bostwick  
Mr. Bowne  
Mr. Bull  
Mr. Butrick  
Mr. Campbell  
Mr. Case  
Mr. Cash  
Mr. Church  
Mr. Clary  
Mr. Conklin  
Mr. Collin  
Mr. Crosby  
Mr. Culver  
Mr. Cuykendall  
Mr. Degrauw  
Mr. Drake  
Mr. Ellithorp  
Mr. Emmons  
Mr. Fleming  
Mr. Fowler  
Mr. Gardner  
Mr. Germond  
Mr. Gordon  
Mr. Grinnell  
Mr. Grover  
Mr. Haight

Mr. Hall  
Mr. Harris  
Mr. Healy  
Mr. Herttell  
Mr. Humphrey  
Mr. Hunt  
Mr. Ingalls  
Mr. Jones  
Mr. Kernan  
Mr. Kingman  
Mr. Lewis  
Mr. Livingston  
Mr. Lockwood  
Mr. Mabbett  
Mr. Marvin  
Mr. M'Keon  
Mr. M'Knight  
Mr. Mersereau  
Mr. Mitchell  
Mr. Morehouse  
Mr. Morrell  
Mr. Morris  
Mr. Myers  
Mr. Myrick  
Mr. Nichols  
Mr. Orr  
Mr. Osborne  
Mr. Palmer  
Mr. I. S. Parker  
Mr. Parkhurst  
Mr. Patterson

Mr. Phelps  
Mr. Ringgold  
Mr. Robertson  
Mr. O. Robinson  
Mr. J. P. Robinson  
Mr. Ruggles  
Mr. Schermerhorn  
Mr. Sears  
Mr. Shays  
Mr. Smith  
Mr. Snyder  
Mr. Speaker  
Mr. Staats  
Mr. Stevenson  
Mr. Stone  
Mr. Sumner  
Mr. Temple  
Mr. Thomson  
Mr. Titus  
Mr. Tompkins  
Mr. Ward  
Mr. West  
Mr. Wheaton  
Mr. Wheeler  
Mr. Whipple  
Mr. Willes  
Mr. Winfield  
Mr. Wood  
Mr. Wright  
Mr. Yates  
Mr. Young

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The said engrossed bill, entitled "An act to incorporate the Frankfort manufacturing company," was read the third time.



Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Grinnell	Mr. Parkhurst
Mr. Archibald	Mr. Grover	Mr. Patterson
Mr. Arnold	Mr. Haight	Mr. Phelps
Mr. Bagley	Mr. Hall	Mr. Ringgold
Mr. Beardslee	Mr. Harris	Mr. Robertson
Mr. Bockoven	Mr. Healy	Mr. O. Robinson
Mr. Bostwick	Mr. Herttell	Mr. J. P. Robinson
Mr. Bowne	Mr. Humphrey	Mr. Ruggles
Mr. Brasher	Mr. Hunt	Mr. Schermerhorn
Mr. Bull	Mr. Ingalls	Mr. Sears
Mr. Butrick	Mr. Jones	Mr. Shays
Mr. Campbell	Mr. Kernan	Mr. Snyder
Mr. Case	Mr. Kingman	Mr. Speaker
Mr. Cash	Mr. Lewis	Mr. Staats
Mr. Church	Mr. Livingston	Mr. Stevenson
Mr. Clark	Mr. Mabbett	Mr. Stone
Mr. Clary	Mr. Marvin	Mr. Sumner
Mr. Conklin	Mr. M'Knight	Mr. Temple
Mr. Collin	Mr. Mersereau	Mr. Thomson
Mr. Crosby	Mr. Mitchell	Mr. Titus
Mr. Culver	Mr. Morehouse	Mr. Todd
Mr. Cuykendall	Mr. Morrell	Mr. Tompkins
Mr. Degrauw	Mr. Morris	Mr. Ward
Mr. Drake	Mr. Myers	Mr. Wheaton
Mr. Ellithorp	Mr. Myrick	Mr. Willes
Mr. Emmons	Mr. Nichols	Mr. Williams
Mr. Fleming	Mr. Orr	Mr. Wood
Mr. Fowler	Mr. Osborne	Mr. Wright
Mr. Gardner	Mr. Palmer	Mr. Yates
Mr. Germond	Mr. I. S. Parker	Mr. Young
Mr. Gordon		

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The said engrossed bill, entitled "An act to incorporate the Hibernian benevolent society of the city of Utica," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Haight	Mr. Phelps
Mr. Archibald	Mr. Hall	Mr. Robertson
Mr. Arnold	Mr. Harris	Mr. O. Robinson
Mr. Bagley	Mr. Healy	Mr. J. P. Robinson
Mr. Beardslee	Mr. Herttell	Mr. Ruggles
Mr. Bockoven	Mr. Hone	Mr. Schermerhorn
Mr. Bostwick	Mr. Humphrey	Mr. Sears
Mr. Bowne	Mr. Hunt	Mr. Shays
Mr. Brasher	Mr. Ingalls	Mr. Smith
Mr. Bull	Mr. Jones	Mr. Snyder
Mr. Butrick	Mr. Kernan	Mr. Speaker
Mr. Campbell	Mr. Kingman	Mr. Staats
Mr. Case	Mr. Lewis	Mr. Stevenson
Mr. Cash	Mr. Livingston	Mr. Stone
Mr. Church	Mr. Lockwood	Mr. Sumner
Mr. Clark	Mr. Mabbett	Mr. Temple
Mr. Clary	Mr. Marvin	Mr. Thomson
Mr. Conklin	Mr. M'Keon	Mr. Titus
Mr. Collin	Mr. M'Knight	Mr. Todd
Mr. Crosby	Mr. Mersereau	Mr. Tompkins
Mr. Culver	Mr. Mitchell	Mr. Ward
Mr. Cuykendall	Mr. Morehouse	Mr. West
Mr. Degrauw	Mr. Morrell	Mr. Wheaton
Mr. Drake	Mr. Myers	Mr. Wheeler
Mr. Ellithorp	Mr. Myrick	Mr. Whipple
Mr. Emmons	Mr. Nichols	Mr. Willes
Mr. Fleming	Mr. Orr	Mr. Williams
Mr. Fowler	Mr. Osborne	Mr. Winfield
Mr. Gardner	Mr. Palmer	Mr. Wood
Mr. Germond	Mr. I. S. Parker	Mr. Wright
Mr. Grinnell	Mr. Parkhurst	Mr. Yates
Mr. Grover	Mr. Patterson	Mr. Young

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The said engrossed bill, entitled "An act to incorporate the Orleans hydraulic company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Haight	Mr. Phelps
Mr. Archibald	Mr. Hall	Mr. Robertson
Mr. Arnold	Mr. Harris	Mr. O. Robinson
Mr. Bagley	Mr. Healy	Mr. J. P. Robinson
Mr. Beardslee	Mr. Herttell	Mr. Ruggles
Mr. Bockoven	Mr. Hone	Mr. Schermerhorn
Mr. Bostwick	Mr. Humphrey	Mr. Sears
Mr. Bowne	Mr. Hunt	Mr. Shays
Mr. Brasher	Mr. Ingalls	Mr. Smith
Mr. Bull	Mr. Jones	Mr. Snyder
Mr. Butrick	Mr. Kernan	Mr. Speaker
Mr. Campbell	Mr. Kingman	Mr. Staats
Mr. Case	Mr. Lewis	Mr. Stevenson
Mr. Cash	Mr. Livingston	Mr. Stone
Mr. Church	Mr. Lockwood	Mr. Sumner
Mr. Clark	Mr. Mabbett	Mr. Temple
Mr. Clary	Mr. M'Keon	Mr. Thomson
Mr. Collin	Mr. M'Knight	Mr. Titus
Mr. Crosby	Mr. Mersereau	Mr. Todd
Mr. Culver	Mr. Mitchell	Mr. Tompkins
Mr. Cuykendall	Mr. Morehouse	Mr. Ward
Mr. Degrauw	Mr. Morrell	Mr. West
Mr. Drake	Mr. Morris	Mr. Wheaton
Mr. Ellithorp	Mr. Myers	Mr. Wheeler
Mr. Emmons	Mr. Myrick	Mr. Whipple
Mr. Fleming	Mr. Nichols	Mr. Willes
Mr. Fowler	Mr. Orr	Mr. Williams
Mr. Gardner	Mr. Osborne	Mr. Winfield
Mr. Germond	Mr. Palmer	Mr. Wood
Mr. Gordon	Mr. I. S. Parker	Mr. Wright
Mr. Grinnell	Mr. Parkhurst	Mr. Yates
Mr. Grover	Mr. Patterson	Mr. Young

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to raise money in the county of Genesee, for the improvement of bridges in the town of Pembroke," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act to incorporate the Hibernian benevolent association of the city of Troy," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Grover	Mr. Phelps
Mr. Archibald	Mr. Haight	Mr. Ringgold
Mr. Arnold	Mr. Hall	Mr. Robertson
Mr. Bagley	Mr. Harris	Mr. J. P. Robinson
Mr. Beardslee	Mr. Healy	Mr. Ruggles
Mr. Bockhoven	Mr. Humphrey	Mr. Schermerhorn
Mr. Bostwick	Mr. Hunt	Mr. Sears
Mr. Bowne	Mr. Ingalls	Mr. Shays
Mr. Brasher	Mr. Jones	Mr. Smith
Mr. Bull	Mr. Kernan	Mr. Snyder
Mr. Butrick	Mr. Kingman	Mr. Speaker
Mr. Campbell	Mr. Livingston	Mr. Staats
Mr. Case	Mr. Lockwood	Mr. Stevenson
Mr. Cash	Mr. Mabbett	Mr. Stone
Mr. Church	Mr. Marvin	Mr. Sumner
Mr. Clark	Mr. M'Keon	Mr. Temple
Mr. Clary	Mr. M'Knight	Mr. Thomson
Mr. Conklin	Mr. Mersereau	Mr. Titus
Mr. Collin	Mr. Mitchell	Mr. Todd
Mr. Crosby	Mr. Morehouse	Mr. Tompkins
Mr. Culver	Mr. Morrell	Mr. Ward
Mr. Cuykendall	Mr. Morris	Mr. West
Mr. Degrauw	Mr. Myers	Mr. Wheaton
Mr. Drake	Mr. Myrick	Mr. Wheeler
Mr. Ellithorp	Mr. Nichols	Mr. Whipple
Mr. Emmons	Mr. Orr	Mr. Willes
Mr. Fleming	Mr. Osborne	Mr. Williams
Mr. Fowler	Mr. Palmer	Mr. Winfield
Mr. Gardner	Mr. I. S. Parker	Mr. Wood
Mr. Germond	Mr. Parkhurst	Mr. Yates
Mr. Gordon	Mr. Patterson	Mr. Young
Mr. Grinnell		

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The engrossed bill from the Senate, entitled "An act authorising a further loan to the county of Cayuga, to complete the new stone jail in said county," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

Mr. McKeon gave notice that he would, on some future day, ask leave to introduce a bill relating to the superior court of the city of New-York.

Mr. Schermerhorn gave notice that he would, on some future day, ask leave to bring in a bill to amend the charter of the Second Reformed Dutch Church in the town of Rotterdam.

Mr. Staats gave notice that he would, on some future day, ask leave to introduce a bill, to amend an act entitled "An act to amend the several acts relating to the city of Albany," passed April 13th, 1826.

Mr. Hone gave notice that he would, on some future day, ask leave to bring in a bill, to amend an act passed April 2d, 1829, entitled "An act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes."

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to abolish capital punishment, and to provide for the punishment of certain crimes;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Jones, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

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## THURSDAY, MARCH 6, 1834.

The House met pursuant to adjournment.

The memorial of sundry inhabitants of the county of Lewis, praying for the construction of the Black river canal, was read, and committed to the committee of the whole when on the bill to which it relates.

Five several petitions of sundry inhabitants of the county of Orange, praying the aid of the State in the construction of the New-York and Erie rail-road, were read, and referred to the committee on rail-roads.

Two several petitions of sundry mechanics of the village of Auburn in the county of Cayuga, and of the county of Onondaga, praying for legislative relief in relation to mechanical labor performed in the State prisons, were read, and, with sundry resolutions relating thereto, referred to the select committee on that subject, of which Mr. Humphrey is chairman.

The petition of the directors of the Central Asylum for the instruction of the deaf and dumb in Canajoharie, praying for an appropriation from the State treasury, was read, and referred to the select committee on so much of the Governor's message as relates to that subject.

The petition of sundry inhabitants of the town of Angelica in the county of Allegany, praying for the incorporation of the village of Angelica, was read, and referred to the committee on the incorporation of cities and villages.

Five several petitions of sundry inhabitants of the counties of Allegany and Cattaraugus, praying for the repeal of the act subjecting certain debts due non-residents, to taxation, were read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the county of Broome, praying for the incorporation of a bank at Owego in the county of

Tioga, was read, and committed to the committee of the whole when on the bill to which it relates.

Two several petitions of sundry inhabitants of the village of Skaneateles in the county of Onondaga, praying for an amendment of the charter of said village, and for leave to withdraw the remonstrance heretofore presented by them against the said amendment, were read, and referred to the committee on the incorporation of cities and villages.

The petition of Joseph Waggoner of the county of Montgomery, praying remuneration for damages alleged to have been sustained in consequence of the construction of the Erie canal, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Allegany, praying for the erection of a new county from parts of the counties of Allegany and Genesee, with two several remonstrances against the same, were read, and referred to the committee on the erection and division of towns and counties.

Two several petitions of sundry inhabitants of the county of Delaware, praying for the construction of a road from the Chenango valley, through said county, to the Hudson river, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Broome, praying for the incorporation of a company to construct a turnpike road from Binghamton in said county, to the Pennsylvania line, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Greene, praying for the incorporation of the Cocksackie and Stockport Steam and Tow-Boat Transportation Company, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the county of Dutchess, praying for the passage of an act regulating the weighing of beef in the public markets in the city of New-York, was read, and committed to the committee of the whole when on the bill to which it relates.

The remonstrance of sundry inhabitants of the village of Kingston in the county of Ulster, against the third section of the act amending the charter of said village, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the city of New-York, praying for an amendment of the charter of the East River Fire Insurance Company, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the trustees of the public lands of the town of Rye in the county of Westchester, praying for an amendment of the law in relation to their duties, was read, and referred to a select committee, consisting of Mr. Anderson, Mr. Marvin and Mr. Case.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to amend article seventh, title eighth, chapter twentieth, part first of the Revised Statutes, entitled 'Of the disturbance of religious meetings,'" was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to annex part of the town of Stockholm to the town of Norfolk," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to incorporate the Troy academy," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES    95 }  
 { NAYS    00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Grover	Mr. Robertson
Mr. Archibald	Mr. Haight	Mr. O. Robinson
Mr. Arnold	Mr. Hall	Mr. J. P. Robinson
Mr. Bagley	Mr. Harris	Mr. Ruggles
Mr. Beardslee	Mr. Healy	Mr. Schermerhorn
Mr. Bockoven	Mr. Herttell	Mr. Sears
Mr. Bostwick	Mr. Humphrey	Mr. Shays
Mr. Bowne	Mr. Ingalls	Mr. Smith
Mr. Brasher	Mr. Jones	Mr. Snyder
Mr. Bull	Mr. Kernan	Mr. Speaker
Mr. Butrick	Mr. Kingman	Mr. Staats
Mr. Campbell	Mr. Lewis	Mr. Stevenson
Mr. Case	Mr. Livingston	Mr. Stone
Mr. Cash	Mr. Lockwood	Mr. Sumner
Mr. Church	Mr. Marvin	Mr. Temple
Mr. Clark	Mr. M'Knight	Mr. Thomson
Mr. Clary	Mr. Mersereau	Mr. Titus
Mr. Conklin	Mr. Mitchell	Mr. Todd
Mr. Collin	Mr. Morehouse	Mr. Tompkins
Mr. Crosby	Mr. Morrell	Mr. Ward
Mr. Culver	Mr. Morris	Mr. West
Mr. Cuykendall	Mr. Myers	Mr. Wheaton
Mr. Degrauw	Mr. Myrick	Mr. Wheeler
Mr. Drake	Mr. Nichols	Mr. Whipple
Mr. Ellithorp	Mr. Orr	Mr. Willes
Mr. Emmons	Mr. Osborne	Mr. Williams
Mr. Fleming	Mr. Palmer	Mr. Winfield
Mr. Fowler	Mr. I. S. Parker	Mr. Wood
Mr. Gardner	Mr. Parkhurst	Mr. Wright

*Ordered*, That the said bill and amendment be committed to a committee of the whole house.

Mr. Mabbett, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of Warren and Essex, praying for legislative aid in improving a road from Glen's falls in the county of Warren, to Keeseville in the county of Essex, reported the following resolution:

*Resolved*, That the prayer of the petition of sundry inhabitants of the counties of Warren and Essex, praying legislative aid in improving the road from Glen's falls in the county of Warren, to Keeseville in the county of Essex, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Winfield, from the committee on medical colleges and societies, to whom were referred the several memorials of the citizens of the counties of Albany and Rensselaer, of the Young Men's Association and common council of the city of Albany, and of fifty students of the medical school at Castleton in the State of Vermont, praying for a law to incorporate a medical college, to be located in the city of Albany, reported; and asked leave to introduce a bill.

[See Document No. 283.]

*Ordered*, That leave be given to bring in such bill.

Mr. Winfield, according to leave, brought in the said bill, entitled "An act to incorporate a medical college in the city of Albany;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That twice the usual number of copies of the said report be printed for the use of the Legislature.

Mr. Mabbett, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the town of Southold in the county of Suffolk, praying for legislative aid in the improvement of a road in said county, reported the following resolution:

*Resolved*, That the prayer of the petition of sundry inhabitants of Oysterpond in the town of Southold, county of Suffolk, praying legislative aid in repairing the road along the beach in said town, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Beardslee, from the committee on colleges, academies and common schools, to which was referred the engrossed bill entitled "An act to incorporate the Genesee manual labor seminary," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.



Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Grinnell	Mr. Parkhurst
Mr. Archibald	Mr. Grover	Mr. Patterson
Mr. Arnold	Mr. Haight	Mr. Phelps
Mr. Bagley	Mr. Hall	Mr. Ringgold
Mr. Beardslee	Mr. Harris	Mr. Robertson
Mr. Bockoven	Mr. Healy	Mr. O. Robinson
Mr. Bostwick	Mr. Herttell	Mr. J. P. Robinson
Mr. Bowne	Mr. Humphrey	Mr. Ruggles
Mr. Brasher	Mr. Hunt	Mr. Schermerhorn
Mr. Bull	Mr. Ingalls	Mr. Sears
Mr. Butrick	Mr. Jones	Mr. Shays
Mr. Campbell	Mr. Kernan	Mr. Snyder
Mr. Case	Mr. Kingman	Mr. Speaker
Mr. Cash	Mr. Lewis	Mr. Staats
Mr. Church	Mr. Livingston	Mr. Stevenson
Mr. Clark	Mr. Mabbett	Mr. Stone
Mr. Clary	Mr. Marvin	Mr. Sumner
Mr. Conklin	Mr. M'Knight	Mr. Temple
Mr. Collin	Mr. Mersereau	Mr. Thomson
Mr. Crosby	Mr. Mitchell	Mr. Titus
Mr. Culver	Mr. Morehouse	Mr. Todd
Mr. Cuykendall	Mr. Morrell	Mr. Tompkins
Mr. Degrauw	Mr. Morris	Mr. Ward
Mr. Drake	Mr. Myers	Mr. Wheaton
Mr. Ellithorp	Mr. Myrick	Mr. Willes
Mr. Emmons	Mr. Nichols	Mr. Williams
Mr. Fleming	Mr. Orr	Mr. Wood
Mr. Fowler	Mr. Osborne	Mr. Wright
Mr. Gardner	Mr. Palmer	Mr. Yates
Mr. Germond	Mr. I. S. Parker	Mr. Young
Mr. Gordon		

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The said engrossed bill, entitled "An act to incorporate the Hi-bernian benevolent society of the city of Utica," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

*Ordered*, That the bill be engrossed.

Mr. Beardslee, from the select committee to which was referred the bill entitled "An act relative to the removal of causes by certiorari to the superior court of the city of New-York, and to regulate the practice of the justices' and assistant justices' courts of the city of New-York," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Cash, from the select committee to which was referred the bill entitled "An act to amend the act entitled 'An act to incorporate the village of Ithaca,' passed April 2d, 1821, and the several acts amending the same," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, to borrow money;" the engrossed bill entitled "An act to alter the time for holding the annual meeting of the board of supervisors of the county of Jefferson;" the engrossed bill entitled "An act to amend the act entitled 'An act to incorporate the Mayville and Portland rail-road company;'" and the engrossed bill entitled "An act to incorporate the Clinton liberal institute," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, to borrow money," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to alter the time for holding the annual meeting of the board of supervisors of the county of Jefferson," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to amend the act entitled 'An act to incorporate the Mayville and Portland rail-road company,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	92	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Herttell	Mr. J. P. Robinson
Mr. Anthony	Mr. Humphrey	Mr. Ruggles
Mr. Arnold	Mr. Hunt	Mr. Schermerhorn
Mr. Barnes	Mr. Ingalls	Mr. Shays
Mr. Beardslee	Mr. Johnson	Mr. Smith
Mr. Bockoven	Mr. Jones	Mr. Snyder
Mr. Bostwick	Mr. Kernan	Mr. Speaker
Mr. Bowne	Mr. Kingman	Mr. Staats
Mr. Brasher	Mr. Lefever	Mr. Stafford
Mr. Bull	Mr. Lewis	Mr. Stevenson
Mr. Butrick	Mr. Livingston	Mr. Stone
Mr. Campbell	Mr. Mabbett	Mr. Sumner
Mr. Case	Mr. Marvin	Mr. Temple
Mr. Cash	Mr. M'Keon	Mr. Thomson
Mr. Church	Mr. Mersereau	Mr. Titus
Mr. Clark	Mr. Mitchell	Mr. Todd
Mr. Collin	Mr. Morrell	Mr. Tompkins
Mr. Crosby	Mr. Morris	Mr. Wait
Mr. Culver	Mr. Myers	Mr. Ward
Mr. Cuykendall	Mr. Nichols	Mr. West
Mr. Degrauw	Mr. Orr	Mr. Wheaton
Mr. Drake	Mr. Osborne	Mr. Wheeler
Mr. Ellithorp	Mr. Palmer	Mr. Whipple
Mr. Emmons	Mr. A. J. Parker	Mr. Willes
Mr. Fleming	Mr. I. S. Parker	Mr. Williams
Mr. Gardner	Mr. Parkhurst	Mr. Winfield
Mr. Gordon	Mr. Patterson	Mr. Wood
Mr. Haight	Mr. Phelps	Mr. Wright
Mr. Hall	Mr. Ringgold	Mr. Yates
Mr. Harris	Mr. Robertson	Mr. Young
Mr. Healy	Mr. O. Robinson	

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The said engrossed bill, entitled "An act to incorporate the Clinton liberal institute," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Humphrey	Mr. J. P. Robinson
Mr. Anthony	Mr. Ingalls	Mr. Ruggles
Mr. Archibald	Mr. Johnson	Mr. Sears
Mr. Arnold	Mr. Jones	Mr. Shays
Mr. Barnes	Mr. Kernan	Mr. Smith
Mr. Beardslee	Mr. Kingman	Mr. Snyder
Mr. Bockoven	Mr. Le Fever	Mr. Speaker

{ AYES 96 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Haight	Mr. Phelps
Mr. Archibald	Mr. Hall	Mr. Robertson
Mr. Arnold	Mr. Harris	Mr. O. Robinson
Mr. Bagley	Mr. Healy	Mr. J. P. Robinson
Mr. Beardslee	Mr. Herttell	Mr. Ruggles
Mr. Bockoven	Mr. Hone	Mr. Schermerhorn
Mr. Bostwick	Mr. Humphrey	Mr. Sears
Mr. Bowne	Mr. Hunt	Mr. Shays
Mr. Brasher	Mr. Ingalls	Mr. Smith
Mr. Bull	Mr. Jones	Mr. Snyder
Mr. Butrick	Mr. Kernan	Mr. Speaker
Mr. Campbell	Mr. Kingman	Mr. Staats
Mr. Case	Mr. Lewis	Mr. Stevenson
Mr. Cash	Mr. Livingston	Mr. Stone
Mr. Church	Mr. Lockwood	Mr. Sumner
Mr. Clark	Mr. Mabbett	Mr. Temple
Mr. Clary	Mr. Marvin	Mr. Thomson
Mr. Conklin	Mr. M'Keon	Mr. Titus
Mr. Collin	Mr. M'Knight	Mr. Todd
Mr. Crosby	Mr. Mersereau	Mr. Tompkins
Mr. Culver	Mr. Mitchell	Mr. Ward
Mr. Cuykendall	Mr. Morehouse	Mr. West
Mr. Degrauw	Mr. Morrell	Mr. Wheaton
Mr. Drake	Mr. Myers	Mr. Wheeler
Mr. Ellithorp	Mr. Myrick	Mr. Whipple
Mr. Emmons	Mr. Nichols	Mr. Willes
Mr. Fleming	Mr. Orr	Mr. Williams
Mr. Fowler	Mr. Osborne	Mr. Winfield
Mr. Gardner	Mr. Palmer	Mr. Wood
Mr. Germond	Mr. I. S. Parker	Mr. Wright
Mr. Grinnell	Mr. Parkhurst	Mr. Yates
Mr. Grover	Mr. Patterson	Mr. Young

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The said engrossed bill, entitled "An act to incorporate the Orleans hydraulic company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Haight	Mr. Phelps
Mr. Archibald	Mr. Hall	Mr. Robertson
Mr. Arnold	Mr. Harris	Mr. O. Robinson
Mr. Bagley	Mr. Healy	Mr. J. P. Robinson
Mr. Beardslee	Mr. Herttell	Mr. Ruggles
Mr. Bockoven	Mr. Hone	Mr. Schermerhorn
Mr. Bostwick	Mr. Humphrey	Mr. Sears
Mr. Bowne	Mr. Hunt	Mr. Shays
Mr. Brasher	Mr. Ingalls	Mr. Smith
Mr. Bull	Mr. Jones	Mr. Snyder
Mr. Butrick	Mr. Kernan	Mr. Speaker
Mr. Campbell	Mr. Kingman	Mr. Staats
Mr. Case	Mr. Lewis	Mr. Stevenson
Mr. Cash	Mr. Livingston	Mr. Stone
Mr. Church	Mr. Lockwood	Mr. Sumner
Mr. Clark	Mr. Mabbett	Mr. Temple
Mr. Clary	Mr. M'Keon	Mr. Thomson
Mr. Collin	Mr. M'Knight	Mr. Titus
Mr. Crosby	Mr. Mersereau	Mr. Todd
Mr. Culver	Mr. Mitchell	Mr. Tompkins
Mr. Cuykendall	Mr. Morehouse	Mr. Ward
Mr. Degrauw	Mr. Morrell	Mr. West
Mr. Drake	Mr. Morris	Mr. Wheaton
Mr. Ellithorp	Mr. Myers	Mr. Wheeler
Mr. Emmons	Mr. Myrick	Mr. Whipple
Mr. Fleming	Mr. Nichols	Mr. Willes
Mr. Fowler	Mr. Orr	Mr. Williams
Mr. Gardner	Mr. Osborne	Mr. Winfield
Mr. Germond	Mr. Palmer	Mr. Wood
Mr. Gordon	Mr. I. S. Parker	Mr. Wright
Mr. Grinnell	Mr. Parkhurst	Mr. Yates
Mr. Grover	Mr. Patterson	Mr. Young

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to raise money in the county of Genesee, for the improvement of bridges in the town of Pembroke," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act to incorporate the Hibernian benevolent association of the city of Troy," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Grover	Mr. Phelps
Mr. Archibald	Mr. Haight	Mr. Ringgold
Mr. Arnold	Mr. Hall	Mr. Robertson
Mr. Bagley	Mr. Harris	Mr. J. P. Robinson
Mr. Beardslee	Mr. Healy	Mr. Ruggles
Mr. Bockhoven	Mr. Humphrey	Mr. Schermerhorn
Mr. Bostwick	Mr. Hunt	Mr. Sears
Mr. Bowne	Mr. Ingalls	Mr. Shays
Mr. Brasher	Mr. Jones	Mr. Smith
Mr. Bull	Mr. Kernan	Mr. Snyder
Mr. Butrick	Mr. Kingman	Mr. Speaker
Mr. Campbell	Mr. Livingston	Mr. Staats
Mr. Case	Mr. Lockwood	Mr. Stevenson
Mr. Cash	Mr. Mabbett	Mr. Stone
Mr. Church	Mr. Marvin	Mr. Sumner
Mr. Clark	Mr. M'Keon	Mr. Temple
Mr. Clary	Mr. M'Knight	Mr. Thomson
Mr. Conklin	Mr. Mersereau	Mr. Titus
Mr. Collin	Mr. Mitchell	Mr. Todd
Mr. Crosby	Mr. Morehouse	Mr. Tompkins
Mr. Culver	Mr. Morrell	Mr. Ward
Mr. Cuykendall	Mr. Morris	Mr. West
Mr. Degrauw	Mr. Myers	Mr. Wheaton
Mr. Drake	Mr. Myrick	Mr. Wheeler
Mr. Ellithorp	Mr. Nichols	Mr. Whipple
Mr. Emmons	Mr. Orr	Mr. Willes
Mr. Fleming	Mr. Osborne	Mr. Williams
Mr. Fowler	Mr. Palmer	Mr. Winfield
Mr. Gardner	Mr. I. S. Parker	Mr. Wood
Mr. Germond	Mr. Parkhurst	Mr. Yates
Mr. Gordon	Mr. Patterson	Mr. Young
Mr. Grinnell		

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The engrossed bill from the Senate, entitled "An act authorising a further loan to the county of Cayuga, to complete the new stone jail in said county," was read the third time.

*Resolved,* That the bill do pass.

*Ordered,* That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

Mr. McKeon gave notice that he would, on some future day, ask leave to introduce a bill relating to the superior court of the city of New-York.

Mr. Schermerhorn gave notice that he would, on some future day, ask leave to bring in a bill to amend the charter of the Second Reformed Dutch Church in the town of Rotterdam.

Mr. Staats gave notice that he would, on some future day, ask leave to introduce a bill, to amend an act entitled "An act to amend the several acts relating to the city of Albany," passed April 13th, 1826.

The petition of sundry inhabitants of the county of Cayuga, praying for the repeal of the act abolishing imprisonment for debt, was read, and committed to the committee of the whole when on the bill upon that subject.

The petition of sundry inhabitants of the counties of Greene, Schoharie and Albany, praying for the repeal of the law exempting the property of the clergy and religious incorporations from taxation, was read, and referred to the committee on ways and means.

The petition of Joseph Carter and Isabella Fisher, praying for a release from the State of a certain bond therein mentioned, was read, and referred to the Commissioners of the Land-Office.

The petition of William Juliard of the county of Clinton, praying for the repayment of costs in a suit of ejectment against Phineas Collver, was read, and referred to the Attorney-General.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to confirm the proceedings of the commissioners of highways of the towns of Frankfort, Litchfield and Winfield in the county of Herkimer;" and the engrossed bill entitled "An act requiring manufacturing corporations to file with the comptroller an annual statement of their affairs," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Niagara, praying for an amendment of the law appointing commissioners to lay out a road from the village of Rochester in the county of Monroe, to the village of Lockport in the county of Niagara, reported a bill, entitled "An act to amend the act entitled 'An act to appoint commissioners to lay out and establish a road from the village of Rochester in Monroe county, to Lockport in the county of Niagara,' passed April 2d, 1827;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Narrowsburgh bridge company," reported, that the committee had examined the said bill, and prepared an amendment thereto, with which they see no reason why the same should not be passed into a law.

*Ordered*, That the said bill and amendment be committed to a committee of the whole house.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Rensselaer and Berkshire tunnelling and turnpike road company," reported, that the committee had examined the said bill, and prepared an amendment thereto, with which they see no reason why the same should not be passed into a law.

Tioga, was read, and committed to the committee of the whole when on the bill to which it relates.

Two several petitions of sundry inhabitants of the village of Skaneateles in the county of Onondaga, praying for an amendment of the charter of said village, and for leave to withdraw the remonstrance heretofore presented by them against the said amendment, were read, and referred to the committee on the incorporation of cities and villages.

The petition of Joseph Waggoner of the county of Montgomery, praying remuneration for damages alleged to have been sustained in consequence of the construction of the Erie canal, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the county of Allegany, praying for the erection of a new county from parts of the counties of Allegany and Genesee, with two several remonstrances against the same, were read, and referred to the committee on the erection and division of towns and counties.

Two several petitions of sundry inhabitants of the county of Delaware, praying for the construction of a road from the Chenango valley, through said county, to the Hudson river, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Broome, praying for the incorporation of a company to construct a turnpike road from Binghamton in said county, to the Pennsylvania line, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Greene, praying for the incorporation of the Cxsackie and Stockport Steam and Tow-Boat Transportation Company, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the county of Dutchess, praying for the passage of an act regulating the weighing of beef in the public markets in the city of New-York, was read, and committed to the committee of the whole when on the bill to which it relates.

The remonstrance of sundry inhabitants of the village of Kingston in the county of Ulster, against the third section of the act amending the charter of said village, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the city of New-York, praying for an amendment of the charter of the East River Fire Insurance Company, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of the trustees of the public lands of the town of Rye in the county of Westchester, praying for an amendment of the law in relation to their duties, was read, and referred to a select committee, consisting of Mr. Anderson, Mr. Marvin and Mr. Case.



The petition of sundry inhabitants of the county of Cayuga, praying for the repeal of the act abolishing imprisonment for debt, was read, and committed to the committee of the whole when on the bill upon that subject.

The petition of sundry inhabitants of the counties of Greene, Schoharie and Albany, praying for the repeal of the law exempting the property of the clergy and religious incorporations from taxation, was read, and referred to the committee on ways and means.

The petition of Joseph Carter and Isabella Fisher, praying for a release from the State of a certain bond therein mentioned, was read, and referred to the Commissioners of the Land-Office.

The petition of William Juliand of the county of Clinton, praying for the repayment of costs in a suit of ejectment against Phineas Collver, was read, and referred to the Attorney-General.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to confirm the proceedings of the commissioners of highways of the towns of Frankfort, Litchfield and Winfield in the county of Herkimer;" and the engrossed bill entitled "An act requiring manufacturing corporations to file with the comptroller an annual statement of their affairs," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Niagara, praying for an amendment of the law appointing commissioners to lay out a road from the village of Rochester in the county of Monroe, to the village of Lockport in the county of Niagara, reported a bill, entitled "An act to amend the act entitled 'An act to appoint commissioners to lay out and establish a road from the village of Rochester in Monroe county, to Lockport in the county of Niagara,' passed April 2d, 1827;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Narrowsburgh bridge company," reported, that the committee had examined the said bill, and prepared an amendment thereto, with which they see no reason why the same should not be passed into a law.

*Ordered*, That the said bill and amendment be committed to a committee of the whole house.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Rensselaer and Berkshire tunnelling and turnpike road company," reported, that the committee had examined the said bill, and prepared an amendment thereto, with which they see no reason why the same should not be passed into a law.

*Ordered*, That the said bill and amendment be committed to a committee of the whole house.

Mr. Mabbett, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of Warren and Essex, praying for legislative aid in improving a road from Glen's falls in the county of Warren, to Keeseville in the county of Essex, reported the following resolution:

*Resolved*, That the prayer of the petition of sundry inhabitants of the counties of Warren and Essex, praying legislative aid in improving the road from Glen's falls in the county of Warren, to Keeseville in the county of Essex, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Winfield, from the committee on medical colleges and societies, to whom were referred the several memorials of the citizens of the counties of Albany and Rensselaer, of the Young Men's Association and common council of the city of Albany, and of fifty students of the medical school at Castleton in the State of Vermont, praying for a law to incorporate a medical college, to be located in the city of Albany, reported; and asked leave to introduce a bill.

[See Document No. 283.]

*Ordered*, That leave be given to bring in such bill.

Mr. Winfield, according to leave, brought in the said bill, entitled "An act to incorporate a medical college in the city of Albany;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That twice the usual number of copies of the said report be printed for the use of the Legislature.

Mr. Mabbett, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the town of Southold in the county of Suffolk, praying for legislative aid in the improvement of a road in said county, reported the following resolution:

*Resolved*, That the prayer of the petition of sundry inhabitants of Oysterpond in the town of Southold, county of Suffolk, praying legislative aid in repairing the road along the beach in said town, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Beardslee, from the committee on colleges, academies and common schools, to which was referred the engrossed bill entitled "An act to incorporate the Genesee manual labor seminary," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Joseph A. Norton, praying compensation for services in apprehending fugitives from justice, reported a bill, entitled "An act for the relief of Joseph A. Norton;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act to repeal an act entitled 'An act for building a bridge over the Genesee river in the town of Nunda in the county of Allegany,' passed April 10th, 1818," reported, that the committee have examined the said bill, and recommend that the same be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.

Mr. Clary, from the committee on the judiciary, to which was referred the petition of the trustees of the First Baptist Society in the towns of Lewiston and Porter in the county of Niagara, praying for a division of their church lot, reported a bill, entitled "An act to authorise the First Baptist church of Lewiston and Porter to sell and convey a certain lot of land;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Drake, from the select committee to which was referred the bill entitled "An act to amend title ninth, part first, chapter twentieth of the Revised Statutes," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Cash, from the select committee to which was referred the bill entitled "An act for the preservation of partridges, quails and woodcocks in the county of Rensselaer," reported, that the committee had gone through the said bill, made amendments thereto, altered the title to "An act for the preservation of partridges, quails and woodcocks in the counties of Rensselaer, Herkimer and Tioga," and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. O. Robinson, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act further to amend the charter of the village of Lansingburgh," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. I. S. Parker, from the select committee to which was referred the bill entitled "An act relative to proceedings upon writs of *homine replegiando*," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Beardslee, from the select committee to which was referred the bill entitled "An act relative to the removal of causes by certiorari to the superior court of the city of New-York, and to regulate the practice of the justices' and assistant justices' courts of the city of New-York," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Cash, from the select committee to which was referred the bill entitled "An act to amend the act entitled 'An act to incorporate the village of Ithaca,' passed April 2d, 1821, and the several acts amending the same," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, to borrow money;" the engrossed bill entitled "An act to alter the time for holding the annual meeting of the board of supervisors of the county of Jefferson;" the engrossed bill entitled "An act to amend the act entitled 'An act to incorporate the Mayville and Portland rail-road company;'" and the engrossed bill entitled "An act to incorporate the Clinton liberal institute," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, to borrow money," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to alter the time for holding the annual meeting of the board of supervisors of the county of Jefferson," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to amend the act entitled 'An act to incorporate the Mayville and Portland rail-road company,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	92	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Herttell	Mr. J. P. Robinson
Mr. Anthony	Mr. Humphrey	Mr. Ruggles
Mr. Arnold	Mr. Hunt	Mr. Schermerhorn
Mr. Barnes	Mr. Ingalls	Mr. Shays
Mr. Beardslee	Mr. Johnson	Mr. Smith
Mr. Bockoven	Mr. Jones	Mr. Snyder
Mr. Bostwick	Mr. Kernan	Mr. Speaker
Mr. Bowne	Mr. Kingman	Mr. Staats
Mr. Brasher	Mr. Lefever	Mr. Stafford
Mr. Bull	Mr. Lewis	Mr. Stevenson
Mr. Butrick	Mr. Livingston	Mr. Stone
Mr. Campbell	Mr. Mabbett	Mr. Sumner
Mr. Case	Mr. Marvin	Mr. Temple
Mr. Cash	Mr. M'Keon	Mr. Thomson
Mr. Church	Mr. Mersereau	Mr. Titus
Mr. Clark	Mr. Mitchell	Mr. Todd
Mr. Collin	Mr. Morrell	Mr. Tompkins
Mr. Crosby	Mr. Morris	Mr. Wait
Mr. Culver	Mr. Myers	Mr. Ward
Mr. Cuykendall	Mr. Nichols	Mr. West
Mr. Degrau	Mr. Orr	Mr. Wheaton
Mr. Drake	Mr. Osborne	Mr. Wheeler
Mr. Ellithorp	Mr. Palmer	Mr. Whipple
Mr. Emmons	Mr. A. J. Parker	Mr. Willes
Mr. Fleming	Mr. I. S. Parker	Mr. Williams
Mr. Gardner	Mr. Parkhurst	Mr. Winfield
Mr. Gordon	Mr. Patterson	Mr. Wood
Mr. Haight	Mr. Phelps	Mr. Wright
Mr. Hall	Mr. Ringgold	Mr. Yates
Mr. Harris	Mr. Robertson	Mr. Young
Mr. Healy	Mr. O. Robinson	

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The said engrossed bill, entitled "An act to incorporate the Clinton liberal institute," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Humphrey	Mr. J. P. Robinson
Mr. Anthony	Mr. Ingalls	Mr. Ruggles
Mr. Archibald	Mr. Johnson	Mr. Sears
Mr. Arnold	Mr. Jones	Mr. Shays
Mr. Barnes	Mr. Kernan	Mr. Smith
Mr. Beardslee	Mr. Kingman	Mr. Snyder
Mr. Bockoven	Mr. Le Fever	Mr. Speaker

Mr. Bostwick	Mr. Lewis	Mr. Staats
Mr. Bowne	Mr. Livingston	Mr. Stafford
Mr. Brasher	Mr. Mabbett	Mr. Stevenson
Mr. Bull	Mr. Marvin	Mr. Stone
Mr. Butrick	Mr. M'Keon	Mr. Sumner
Mr. Campbell	Mr. Mersereau	Mr. Temple
Mr. Case	Mr. Mitchell	Mr. Thomson
Mr. Church	Mr. Morehouse	Mr. Titus
Mr. Clark	Mr. Morrell	Mr. Todd
Mr. Collin	Mr. Morris	Mr. Tompkins
Mr. Crosby	Mr. Myers	Mr. Wait
Mr. Culver	Mr. Nichols	Mr. Ward
Mr. Cuykendall	Mr. Orr	Mr. West
Mr. Degrauw	Mr. Osborne	Mr. Wheaton
Mr. Ellithorp	Mr. Palmer	Mr. Wheeler
Mr. Emmons	Mr. A. J. Parker	Mr. Whipple
Mr. Gardner	Mr. I. S. Parker	Mr. Willes
Mr. Germond	Mr. Parkhurst	Mr. Williams
Mr. Gordon	Mr. Patterson	Mr. Winfield
Mr. Haight	Mr. Phelps	Mr. Wood
Mr. Hall	Mr. Ringgold	Mr. Wright
Mr. Harris	Mr. Robertson	Mr. Yates
Mr. Healy	Mr. O. Robinson	Mr. Young
Mr. Herttell		

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act further to amend the charter of the village of Lansingburgh," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 90 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Humphrey	Mr. O. Robinson
Mr. Anthony	Mr. Hunt	Mr. J. P. Robinson
Mr. Arnold	Mr. Ingalls	Mr. Ruggles
Mr. Bagley	Mr. Johnson	Mr. Schermerhorn
Mr. Barnes	Mr. Jones	Mr. Sears
Mr. Beardsee	Mr. Kernan	Mr. Shays
Mr. Bockoven	Mr. Kingman	Mr. Smith
Mr. Bostwick	Mr. Le Fever	Mr. Snyder
Mr. Bowne	Mr. Lewis	Mr. Speaker
Mr. Brasher	Mr. Livingston	Mr. Staats
Mr. Bull	Mr. Mabbett	Mr. Stafford

Mr. Butrick	Mr. Marvin	Mr. Stevenson
Mr. Campbell	Mr. M'Keon	Mr. Stone
Mr. Case	Mr. M'Knight	Mr. Sumner
Mr. Cash	Mr. Mersereau	Mr. Temple
Mr. Church	Mr. Mitchell	Mr. Thomson
Mr. Clark	Mr. Morehouse	Mr. Titus
Mr. Collin	Mr. Morrell	Mr. Todd
Mr. Crosby	Mr. Morris	Mr. Tompkins
Mr. Culver	Mr. Myers	Mr. Wait
Mr. Cuykendall	Mr. Orr	Mr. Ward
Mr. Degrauw	Mr. Osborne	Mr. Wheeler
Mr. Ellithorp	Mr. Palmer	Mr. Whipple
Mr. Emmons	Mr. A. J. Parker	Mr. Willes
Mr. Fleming	Mr. I. S. Parker	Mr. Williams
Mr. Gardner	Mr. Parkhurst	Mr. Winfield
Mr. Hall	Mr. Patterson	Mr. Wood
Mr. Harris	Mr. Phelps	Mr. Wright
Mr. Healy	Mr. Ringgold	Mr. Yates
Mr. Herttell	Mr. Robertson	Mr. Young

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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill, entitled "An act to incorporate the village of Springfield," was read the third time.

Thereupon,

The said bill being amended by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Haight	Mr. Robertson
Mr. Anthony	Mr. Hall	Mr. O. Robinson
Mr. Archibald	Mr. Harris	Mr. J. P. Robinson
Mr. Arnold	Mr. Healy	Mr. Ruggles
Mr. Bagley	Mr. Herttell	Mr. Schermerhorn
Mr. Barnes	Mr. Humphrey	Mr. Sears
Mr. Beardslee	Mr. Hunt	Mr. Shays
Mr. Bockhoven	Mr. Ingalls	Mr. Smith
Mr. Bostwick	Mr. Johnson	Mr. Snyder
Mr. Bowne	Mr. Jones	Mr. Speaker
Mr. Brasher	Mr. Kernan	Mr. Staats
Mr. Bull	Mr. Kingman	Mr. Stevenson
Mr. Butrick	Mr. Le Fever	Mr. Stone

Mr. Campbell	Mr. Lewis	Mr. Sumner
Mr. Case	Mr. Livingston	Mr. Temple
Mr. Cash	Mr. M'Knight	Mr. Thomson
Mr. Church	Mr. Mitchell	Mr. Titus
Mr. Clark	Mr. Morehouse	Mr. Todd
Mr. Conklin	Mr. Morrell	Mr. Wait
Mr. Collin	Mr. Morris	Mr. Ward
Mr. Crosby	Mr. Myers	Mr. West
Mr. Culver	Mr. Myrick	Mr. Wheaton
Mr. Degrauw	Mr. Nichols	Mr. Wheeler
Mr. Drake	Mr. Osborne	Mr. Whipple
Mr. Ellithorp	Mr. Palmer	Mr. Willes
Mr. Emmons	Mr. A. J. Parker	Mr. Williams
Mr. Fleming	Mr. I. S. Parker	Mr. Winfield
Mr. Fowler	Mr. Parkhurst	Mr. Wood
Mr. Fox	Mr. Patterson	Mr. Wright
Mr. Gardner	Mr. Phelps	Mr. Yates
Mr. Gordon	Mr. Ringgold	Mr. Young

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Those who voted in the negative are

Mr. Cuykendall

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The House then proceeded to the consideration of the resolution heretofore reported by Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies; the same was again read, in the words following, to wit:

*Resolved*, That the prayer of the several petitions asking for the charter of a bank, to be located at Olean in the county of Cattaraugus, with a capital of one hundred thousand dollars, ought not to be granted.

Debates were had thereon; and the question being put whether the House would agree to the said resolution, it was determined in the affirmative.

{ AYES 49 }  
{ NAYS 46 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Anthony	Mr. Humphrey	Mr. Shays
Mr. Archibald	Mr. Johnson	Mr. Smith
Mr. Barnes	Mr. Kingman	Mr. Snyder
Mr. Beardslee	Mr. Le Fever	Mr. Speaker
Mr. Bockoven	Mr. Livingston	Mr. Staats
Mr. Bostwick	Mr. Marvin	Mr. Stevenson



Mr. Bowne	Mr. M'Knight	Mr. Thomson
Mr. Brasher	Mr. Mersereau	Mr. Titus
Mr. Bull	Mr. Mitchell	Mr. Tompkins
Mr. Butrick	Mr. Morris	Mr. Wheaton
Mr. Cash	Mr. Myers	Mr. Wheeler
Mr. Conklin	Mr. Myrick	Mr. Willes
Mr. Collin	Mr. A. J. Parker	Mr. Williams
Mr. Crosby	Mr. Parkhurst	Mr. Winfield
Mr. Cuykendall	Mr. O. Robinson	Mr. Wright
Mr. Degrauw	Mr. Schermerhorn	Mr. Yates
Mr. Ellithorp		

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Those who voted in the negative are

Mr. Arnold	Mr. Harris	Mr. Ringgold
Mr. Bagley	Mr. Healy	Mr. Robertson
Mr. Campbell	Mr. Hunt	Mr. J. P. Robinson
Mr. Case	Mr. Ingalls	Mr. Ruggles
Mr. Church	Mr. Jones	Mr. Sears
Mr. Clark	Mr. Kernan	Mr. Stafford
Mr. Clary	Mr. Lewis	Mr. Stone
Mr. Drake	Mr. Morehouse	Mr. Sumner
Mr. Emmons	Mr. Morrell	Mr. Temple
Mr. Fleming	Mr. Nichols	Mr. Wait
Mr. Fowler	Mr. Osborne	Mr. Ward
Mr. Fox	Mr. Palmer	Mr. West
Mr. Gardner	Mr. I. S. Parker	Mr. Whipple
Mr. Gordon	Mr. Patterson	Mr. Wood
Mr. Haight	Mr. Phelps	Mr. Young
Mr. Hall		

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Mr. Titus made a motion that the House should agree to re-commit the engrossed bill from the Senate, entitled "An act to incorporate the Chemung turnpike road company," to the select committee to which the said bill was committed upon the recommendation of the committee appointed in pursuance of the fifty-first rule of this House.

Mr. Speaker put the question whether the House would agree to the motion of Mr. Titus, and it was determined in the affirmative.

In pursuance of previous notice, Mr. McKeon asked for and obtained leave to bring in a bill, entitled "An act relative to the superior court of the city of New-York;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

*Ordered*, That the usual number of copies of the bill entitled "An act relating to the decision of certain cases in the supreme court, upon writs of error," be printed for the use of the Legislature.

In pursuance of previous notice, Mr. Staats asked for and obtained leave to bring in a bill, entitled "An act further to amend the act entitled 'An act to amend the several acts relating to the

city of Albany, and to combine the same into one act,' passed April 13th, 1826;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the incorporation of cities and villages.

*Ordered*, That Mr. Hough have leave of absence for four days.

On motion of Mr. Humphrey,

*Resolved unanimously*, That the Adjutant-General have leave to withdraw his memorial, submitted by him to this House.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to abolish capital punishment, and to provide for the punishment of certain crimes;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Jones, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

## FRIDAY, MARCH 7, 1834.

The House met pursuant to adjournment.

The petition of John Cooper junior, of the town of Erwin in the county of Steuben, praying for the passage of an act authorising him to build a bridge across the Conhocton river in said town, was read, and referred to a select committee, consisting of Mr. Kernan, Mr. Healy and Mr. Willes.

The petition of James Russel junior, an alien, praying for the passage of an act authorising him to hold and convey certain real estate, was read, and referred to the committee on the petitions of aliens.

The petition of sundry inhabitants of the county of Dutchess, praying for the repeal of the law abolishing imprisonment for debt, was read, and committed to the committee of the whole when on the bill upon that subject.

The petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a company to construct a rail-road from Buffalo to Geneva, was read, and referred to the committee rail-roads.

The remonstrance of sundry inhabitants of the town of Collins in the county of Erie, against the alteration of the record of a road in said town, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of the trustees and stockholders of the New-Paltz Academy, praying for an alteration in their charter, and for other purposes, was read, and referred to the committee on colleges, academies and common schools.

The petition of Obadiah Sands of the county of Delaware, praying for the passage of an act confirming his title to certain lands therein mentioned, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of school district number two in the town of Sullivan in the county of Madison, praying for the passage of an act authorising them to raise money by tax, to pay for repairing their school-house, was read, and referred to the committee on colleges, academies and common schools.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of John Drum and Barnes Gleason, praying for the passage of an act authorising the correction of a mistake in the payment of a sum of money upon certain lands situated in the St. Regis reservation, together with the report of the Commissioners of the Land-Office thereon, reported a bill, entitled "An act for the relief of Barnes Gleason and John Drum;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Snyder, from the committee on Indian affairs, to which was referred the engrossed bill from the Senate, entitled "An act concerning the First Christian party of Oneida Indians," reported, that the committee have examined the said bill, and prepared amendments thereto, with which they see no reason why the same should not be passed into a law.

*Ordered*, That the said bill and amendments be committed to a committee of the whole house.

Mr. Palmer, from the select committee to which was referred the petition of the trustees of the village of Auburn, praying for the passage of an act further to enlarge the boundaries of said village, and to regulate the licenses of grocers; also the remonstrance of J. L. Richardson and H. Burt, against extending the limits of said village farther south, reported; and asked leave to introduce a bill.

[See Document No. 284.]

*Ordered*, That leave be given to bring in such bill.

Mr. Palmer, according to leave, brought in the said bill, entitled "An act to amend the act entitled 'An act to incorporate the village of Auburn,' passed April 18th, 1815;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Myers, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to amend an act entitled 'An act to

incorporate the Kingston and Middletown turnpike road company,' passed February 17th, 1831;" the bill entitled "An act for the relief of the purchasers of lots at Oneida Castleton;" the bill entitled "An act to incorporate the Butternuts and Oxford turnpike company;" the bill entitled "An act to authorise the Buffalo and Black-Rock rail-road company to construct their road over and upon certain lands belonging to this State;" the bill entitled "An act relative to the south half of the gospel and school lot in the town of Guilford in the county of Chenango;" the bill entitled "An act to incorporate the trustees of the Preble high school;" the bill entitled "An act to incorporate the village of Le Roy in the county of Genesee;" and the bill entitled "An act to authorise Herman Le Roy junior, to build a dam across a creek in the town of Pelham, Westchester county."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to amend an act entitled 'An act to incorporate the Kingston and Middletown turnpike road company,' passed February 17th, 1831," be referred to a select committee, consisting of Mr. Marvin, Mr. Wright and Mr. Bartle; that the bill entitled "An act for the relief of the purchasers of lots at Oneida Castleton," be referred to a select committee, consisting of Mr. Marvin, Mr. Wright and Mr. Bartle; that the bill entitled "An act to incorporate the Butternuts and Oxford turnpike company," be referred to a select committee, consisting of Mr. Marvin, Mr. Wright and Mr. Bartle; that the bill entitled "An act to authorise the Buffalo and Black-Rock rail-road company to construct their road over and upon certain lands belonging to this State," be referred to a select committee, consisting of Mr. Wheeler, Mr. Anderson and Mr. J. P. Robinson; that the bill entitled "An act relative to the south half of the gospel and school lot in the town of Guilford in the county of Chenango," be referred to a select committee, consisting of Mr. Wheeler, Mr. Anderson and Mr. J. P. Robinson; that the bill entitled "An act to incorporate the trustees of the Preble high school," be referred to a select committee, consisting of Mr. Wheeler, Mr. Anderson and Mr. J. P. Robinson; that the bill entitled "An act to incorporate the village of Le Roy in the county of Genesee," be referred to a select committee, consisting of Mr. O. Robinson, Mr. Strong and Mr. Fowler; and that the bill entitled "An act to authorise Herman Le Roy junior, to build a dam across a creek in the town of Pelham, Westchester county," be referred to a select committee, consisting of Mr. O. Robinson, Mr. Strong and Mr. Fowler, to be by the said committees severally reported complete.

Mr. O. Robinson, from the select committee to which was referred the bill entitled "An act to preserve the grass on a part of the south beach in Suffolk county," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Those who voted in the affirmative are

Mr. Angel	Mr. Haight	Mr. Phelps
Mr. Anthony	Mr. Hall	Mr. Robertson
Mr. Arnold	Mr. Johnson	Mr. J. P. Robinson
Mr. Barnes	Mr. Jones	Mr. Smith
Mr. Clary	Mr. Lewis	Mr. Snyder
Mr. Crosby	Mr. Livingston	Mr. Stone
Mr. Cuykendall	Mr. M'Keon	Mr. Ward
Mr. Emmons	Mr. Mersereau	Mr. West
Mr. Fleming	Mr. Mitchell	Mr. Wheeler
Mr. Fox	Mr. Morris	Mr. Willes
Mr. Gordon	Mr. Osborne	Mr. Williams
Mr. Grinnell	Mr. I. S. Parker	Mr. Young
Mr. Grover		

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Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the negative.

{ NAYS 58 }  
{ AYES 35 }

The ayes and nays being required by ten members,

Those who voted in the negative are

Mr. Angel	Mr. Hall	Mr. Robertson
Mr. Anthony	Mr. Harris	Mr. J. P. Robinson
Mr. Arnold	Mr. Healy	Mr. Ruggles
Mr. Barnes	Mr. Herttell	Mr. Shays
Mr. Beardslee	Mr. Johnson	Mr. Smith
Mr. Church	Mr. Jones	Mr. Snyder
Mr. Clark	Mr. Lewis	Mr. Speaker
Mr. Clary	Mr. Livingston	Mr. Stone
Mr. Conklin	Mr. M'Keon	Mr. Thomson
Mr. Crosby	Mr. M'Knight	Mr. Todd
Mr. Culver	Mr. Mersereau	Mr. Tompkins
Mr. Cuykendall	Mr. Mitchell	Mr. Wait
Mr. Emmons	Mr. Morehouse	Mr. Ward
Mr. Fleming	Mr. Morrell	Mr. West
Mr. Fox	Mr. Morris	Mr. Wheaton
Mr. Gardner	Mr. Osborne	Mr. Willes
Mr. Gordon	Mr. Palmer	Mr. Williams
Mr. Grinnell	Mr. I. S. Parker	Mr. Wood
Mr. Grover	Mr. Phelps	Mr. Young
Mr. Haight		

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Those who voted in the affirmative are

select committee, consisting of Mr. Ruggles, Mr. Clark and Mr. Fleming, to consider and report thereon.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend title ninth, part first, chapter twentieth of the Revised Statutes;" the engrossed bill entitled "An act for the preservation of partridges, quails and woodcock in the counties of Rensselaer, Herkimer and Tioga;" the engrossed bill entitled "An act relative to the proceedings upon writs of homine replegiando;" the engrossed bill entitled "An act relative to the removal of causes by certiorari to the superior court of the city of New-York, and to regulate the practice of the justices' and assistant justices' courts of the city of New-York;" and the engrossed bill entitled "An act to amend the act entitled 'An act to incorporate the village of Ithaca,' passed April 2d, 1821, and the several acts amending the same;" and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to amend title ninth, part first, chapter twentieth of the Revised Statutes," was read the third time.

Mr. Gordon made a motion that the House should agree to re-commit the said bill to a committee of the whole house.

Debates were had thereon; and the question being put whether the House would agree to the motion of Mr. Gordon, it was determined in the negative.

{ NAYS 57 }  
{ AYES 37 }

The ayes and noes being required by ten members,

Those who voted in the negative are

Mr. Anderson	Mr. Germond	Mr. O. Robinson
Mr. Bagley	Mr. Harris	Mr. Sears
Mr. Beardslee	Mr. Healy	Mr. Shays
Mr. Bockoven	Mr. Herttell	Mr. Speaker
Mr. Bostwick	Mr. Hone	Mr. Stafford
Mr. Bowne	Mr. Hunt	Mr. Stevenson
Mr. Butrick	Mr. Le Fever	Mr. Sumner
Mr. Campbell	Mr. Mabbett	Mr. Temple
Mr. Case	Mr. Marvin	Mr. Thomson
Mr. Cash	Mr. M'Knight	Mr. Titus
Mr. Church	Mr. Morehouse	Mr. Todd
Mr. Clark	Mr. Morrell	Mr. Tompkins
Mr. Conklin	Mr. Myers	Mr. Wait
Mr. Collin	Mr. Myrick	Mr. Wheaton
Mr. Culver	Mr. Nichols	Mr. Whipple
Mr. Degrauw	Mr. Palmer	Mr. Winfield
Mr. Drake	Mr. A. J. Parker	Mr. Wood
Mr. Ellithorp	Mr. Patterson	Mr. Wright
Mr. Gardner	Mr. Ringgold	Mr. Yates

Those who voted in the affirmative are

Mr. Angel	Mr. Haight	Mr. Phelps
Mr. Anthony	Mr. Hall	Mr. Robertson
Mr. Arnold	Mr. Johnson	Mr. J. P. Robinson
Mr. Barnes	Mr. Jones	Mr. Smith
Mr. Clary	Mr. Lewis	Mr. Snyder
Mr. Crosby	Mr. Livingston	Mr. Stone
Mr. Cuykendall	Mr. M'Keon	Mr. Ward
Mr. Emmons	Mr. Mersereau	Mr. West
Mr. Fleming	Mr. Mitchell	Mr. Wheeler
Mr. Fox	Mr. Morris	Mr. Willes
Mr. Gordon	Mr. Osborne	Mr. Williams
Mr. Grinnell	Mr. I. S. Parker	Mr. Young
Mr. Grover		

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Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the negative.

{ NAYS 58 }  
{ AYES 35 }

The ayes and nays being required by ten members,

Those who voted in the negative are

Mr. Angel	Mr. Hall	Mr. Robertson
Mr. Anthony	Mr. Harris	Mr. J. P. Robinson
Mr. Arnold	Mr. Healy	Mr. Ruggles
Mr. Barnes	Mr. Herttell	Mr. Shays
Mr. Beardalee	Mr. Johnson	Mr. Smith
Mr. Church	Mr. Jones	Mr. Snyder
Mr. Clark	Mr. Lewis	Mr. Speaker
Mr. Clary	Mr. Livingston	Mr. Stone
Mr. Conklin	Mr. M'Keon	Mr. Thomson
Mr. Crosby	Mr. M'Knight	Mr. Todd
Mr. Culver	Mr. Mersereau	Mr. Tompkins
Mr. Cuykendall	Mr. Mitchell	Mr. Wait
Mr. Emmons	Mr. Morehouse	Mr. Ward
Mr. Fleming	Mr. Morrell	Mr. West
Mr. Fox	Mr. Morris	Mr. Wheaton
Mr. Gardner	Mr. Osborne	Mr. Willes
Mr. Gordon	Mr. Palmer	Mr. Williams
Mr. Grinnell	Mr. I. S. Parker	Mr. Wood
Mr. Grover	Mr. Phelps	Mr. Young
Mr. Haight		

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Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. Patterson
Mr. Bagley	Mr. Hone	Mr. Ringgold
Mr. Bockoven	Mr. Humphrey	Mr. O. Robinson
Mr. Bogardus	Mr. Hunt	Mr. Sears
Mr. Bowne	Mr. Le Fever	Mr. Stafford
Mr. Bull	Mr. Mabbett	Mr. Stevenson
Mr. Case	Mr. Marvin	Mr. Sumner
Mr. Cash	Mr. Myers	Mr. Temple
Mr. Collin	Mr. Myrick	Mr. Titus
Mr. Degrauw	Mr. Nichols	Mr. Whipple
Mr. Drake	Mr. Orr	Mr. Yates
Mr. Ellithorp	Mr. A. J. Parker	

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The said engrossed bill, entitled "An act to amend the act entitled 'An act to incorporate the village of Ithaca,' passed April 2d, 1821, and the several acts amending the same," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 98 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Haight	Mr. O. Robinson
Mr. Anthony	Mr. Hall	Mr. J. P. Robinson
Mr. Archibald	Mr. Harris	Mr. Ruggles
Mr. Bagley	Mr. Healy	Mr. Sears
Mr. Beardslee	Mr. Hone	Mr. Shays
Mr. Bockoven	Mr. Humphrey	Mr. Smith
Mr. Bostwick	Mr. Johnson	Mr. Snyder
Mr. Bowne	Mr. Jones	Mr. Speaker
Mr. Bull	Mr. Kernan	Mr. Staats
Mr. Butrick	Mr. Le Fever	Mr. Stafford
Mr. Campbell	Mr. Lewis	Mr. Stevenson
Mr. Case	Mr. Livingston	Mr. Stone
Mr. Cash	Mr. Mabbett	Mr. Strong
Mr. Church	Mr. Marvin	Mr. Sumner
Mr. Clark	Mr. M'Keon	Mr. Temple
Mr. Clary	Mr. M'Knight	Mr. Thomson
Mr. Conklin	Mr. Mersereau	Mr. Titus
Mr. Collin	Mr. Mitchell	Mr. Todd
Mr. Crosby	Mr. Morehouse	Mr. Tompkins
Mr. Culver	Mr. Morrell	Mr. Wait
Mr. Cuykendall	Mr. Morris	Mr. Ward
Mr. Degrauw	Mr. Myers	Mr. West
Mr. Drake	Mr. Myrick	Mr. Wheaton
Mr. Ellithorp	Mr. Nichols	Mr. Wheeler



Mr. Emmons	Mr. Osborne	Mr. Whipple
Mr. Fleming	Mr. Palmer	Mr. Willes
Mr. Fowler	Mr. A. J. Parker	Mr. Williams
Mr. Fox	Mr. I. S. Parker	Mr. Winfield
Mr. Gardner	Mr. Parkhurst	Mr. Wood
Mr. Germond	Mr. Patterson	Mr. Wright
Mr. Gerdon	Mr. Phelps	Mr. Yates
Mr. Grinnell	Mr. Ringgold	Mr. Young
Mr. Grover	Mr. Robertson	

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The said engrossed bill, entitled "An act for the preservation of partridges, quails and woodcock in the counties of Rensselaer, Herkimer and Tioga," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act relative to proceedings upon writs of homine replegiando," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill entitled "An act requiring manufacturing corporations to file with the comptroller an annual statement of their affairs," was read the third time.

Thereupon,

*Ordered*, That the said bill be recommitted to the select committee to which the said bill was committed upon the recommendation of the committee appointed in pursuance of the fifty-first rule of this House.

The engrossed bill entitled "An act to confirm the proceedings of the commissioners of highways of the towns of Frankfort, Litchfield and Winfield in the county of Herkimer," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

*Ordered*, That Mr. Ingalls and Mr. Kingman have leave of absence for ten days each, and Mr. Myers for one day.

Mr. Mitchell gave notice that he would, on some future day, ask leave to introduce a bill, entitled "An act in relation to issuing attachments for witnesses by justices of the peace in certain cases."

On motion of Mr. Angel,

*Resolved*, That the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, be discharged from the further consideration of the several petitions of the inhabitants of the counties of Onondaga, Cayuga and Wayne, praying for the repeal of the Montezuma turnpike charter, and that the same be referred to the Attorney-General, (with all the papers relating thereto,) requesting him to report to this House, whether, in his opinion, the conduct of the said turnpike company has been such as to amount to a forfeiture of their charter.

And then the House adjourned until ten o'clock to-morrow morning.

SATURDAY, MARCH 8, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the town of Kirkland in the county of Oneida, praying for a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The remonstrance of sundry inhabitants of the town of Kingston in the county of Ulster, against the passage of the act to amend the act incorporating the Kingston and Middletown Turnpike Company, was read, and referred to the select committee on that subject, of which Mr. Marvin is chairman.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of sundry inhabitants of the county of Genesee, praying for the incorporation of a company to construct a rail-road from Warsaw to Le Roy, with a capital of seventy-five thousand dollars, reported a bill, entitled "An act to incorporate the Warsaw and Le Roy rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Ulster, praying for the incorporation of a turnpike and rail-road company, reported a bill, entitled "An act to incorporate the Kingston turnpike and rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Wheeler, from the select committee to which was referred the bill entitled "An act to authorise the Buffalo and Black-Rock rail-road company to construct their road over and upon certain lands belonging to this State," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Wheeler, from the select committee to which was referred the bill entitled "An act relative to the south half of the gospel and school lot in the town of Guilford in the county of Chenango," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Wheeler, from the select committee to which was referred the bill entitled "An act to incorporate the trustees of the Preble high school," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

bill; and they recommend that the Assembly non-concur in the amendment made thereto by striking out of the title and second line of the first section thereof, the word "Lewis."

The said bill and amendments were read; and the amendments having been again read, and the question of concurrence being divided, one of the said amendments was concurred in, and the other non-concurred in.

Thereupon,

*Ordered*, That the clerk deliver the said bill and amendments to the Senate, and inform them that this House have concurred with them in one of their said amendments to the said bill, and have non-concurred in the other of the said amendments, as the same are designated on the margin of the said amendments.

On motion of Mr. Marvin,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill incorporating the Saratoga and Washington Rail-Road Company, and that it be referred to a select committee, consisting of the members attending this House from the counties of Saratoga, Washington and Warren, to report the same complete.

Mr. Bull gave notice that he would, on some future day, ask leave to introduce a bill amending the act in relation to the proof and acknowledgment of deeds, mortgages and other instruments.

*Ordered*, That Mr. Morris, Mr. Grinnell and Mr. Degrauw, be added to the committee on engrossed bills.

*Ordered*, That Mr. Schermerhorn have leave of absence for one week, and Mr. Morrell for four days.

On motion of Mr. Cuykendall,

*Resolved*, That the vote of this House, rejecting the bill to amend title ninth, part first, chapter twentieth of the Revised Statutes, be reconsidered.

Thereupon,

*Ordered*, That the bill entitled "An act to amend title ninth, part first, chapter twentieth of the Revised Statutes," be recommended to the select committee to which the said bill was committed upon the recommendation of the committee appointed in pursuance of the fifty-first rule of this House.

In pursuance of previous notice, Mr. Wood asked for and obtained leave to bring in a bill, entitled "An act to extend the act to incorporate the Squakie-hill bridge company, passed April 19th, 1833;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Mitchell asked for and obtained leave to bring in a bill, entitled "An act in relation to the issuing attachments for witnesses by justices of the peace in certain cases;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

The said engrossed bill, entitled "An act to incorporate the Holland patent academy," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 86 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. O. Robinson
Mr. Angel	Mr. Grinnell	Mr. J. P. Robinson
Mr. Anthony	Mr. Grover	Mr. Ruggles
Mr. Archibald	Mr. Haight	Mr. Sears
Mr. Arnold	Mr. Hall	Mr. Shays
Mr. Barnes	Mr. Harris	Mr. Smith
Mr. Beardslee	Mr. Healy	Mr. Snyder
Mr. Bockoven	Mr. Humphrey	Mr. Spafard
Mr. Bogardus	Mr. Johnson	Mr. Speaker
Mr. Bostwick	Mr. Jones	Mr. Staats
Mr. Bowne	Mr. Le Fever	Mr. Stafford
Mr. Brasher	Mr. Lewis	Mr. Stevenson
Mr. Bull	Mr. Livingston	Mr. Stone
Mr. Butrick	Mr. Marvin	Mr. Sumner
Mr. Campbell	Mr. M'Keon	Mr. Temple
Mr. Case	Mr. M'Knight	Mr. Thomson
Mr. Cash	Mr. Mitchell	Mr. Titus
Mr. Church	Mr. Morehouse	Mr. Todd
Mr. Clark	Mr. Morris	Mr. Wait
Mr. Clary	Mr. Nichols	Mr. Ward
Mr. Crosby	Mr. Orr	Mr. West
Mr. Culver	Mr. Osborne	Mr. Wheeler
Mr. Cuykendall	Mr. Palmer	Mr. Whipple
Mr. Degrauw	Mr. A. J. Parker	Mr. Williams
Mr. Drake	Mr. I. S. Parker	Mr. Winfield
Mr. Ellithorp	Mr. Parkhurst	Mr. Wood
Mr. Fleming	Mr. Patterson	Mr. Wright
Mr. Fowler	Mr. Phelps	Mr. Yates
Mr. Gardner	Mr. Robertson	

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*Ordered.* That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Ruggles, from the select committee to which was referred the engrossed bill entitled "An act to authorize the supervisors of the counties of Lewis and Orleans to raise the bounty for the destruction of wolves," together with the amendments of the Senate thereto, reported, that the committee recommended that the Assembly concur in the amendment made thereto by inserting the county of Niagara in the title of the bill, and also in the first section of the

bill; and they recommend that the Assembly non-concur in the amendment made thereto by striking out of the title and second line of the first section thereof, the word "Lewis."

The said bill and amendments were read; and the amendments having been again read, and the question of concurrence being divided, one of the said amendments was concurred in, and the other non-concurred in.

Thereupon,

*Ordered*, That the clerk deliver the said bill and amendments to the Senate, and inform them that this House have concurred with them in one of their said amendments to the said bill, and have non-concurred in the other of the said amendments, as the same are designated on the margin of the said amendments.

On motion of Mr. Marvin,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill incorporating the Saratoga and Washington Rail-Road Company, and that it be referred to a select committee, consisting of the members attending this House from the counties of Saratoga, Washington and Warren, to report the same complete.

Mr. Bull gave notice that he would, on some future day, ask leave to introduce a bill amending the act in relation to the proof and acknowledgment of deeds, mortgages and other instruments.

*Ordered*, That Mr. Morris, Mr. Grinnell and Mr. Degrauw, be added to the committee on engrossed bills.

*Ordered*, That Mr. Schermerhorn have leave of absence for one week, and Mr. Morrell for four days.

On motion of Mr. Cuykendall,

*Resolved*, That the vote of this House, rejecting the bill to amend title ninth, part first, chapter twentieth of the Revised Statutes, be reconsidered.

Thereupon,

*Ordered*, That the bill entitled "An act to amend title ninth, part first, chapter twentieth of the Revised Statutes," be recommended to the select committee to which the said bill was committed upon the recommendation of the committee appointed in pursuance of the fifty-first rule of this House.

In pursuance of previous notice, Mr. Wood asked for and obtained leave to bring in a bill, entitled "An act to extend the act to incorporate the Squakie-hill bridge company, passed April 19th, 1833;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Mitchell asked for and obtained leave to bring in a bill, entitled "An act in relation to the issuing attachments for witnesses by justices of the peace in certain cases;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to abolish capital punishment, and to provide for the punishment of certain crimes;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Jones, from the said committee, reported, that the committee had disagreed to the enacting clause of the said bill; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read.

Thereupon,

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

{ AYES 49 }  
{ NAYS 37 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Anthony	Mr. Haight	Mr. Snyder
Mr. Archibald	Mr. Hall	Mr. Speaker
Mr. Bagley	Mr. Harris	Mr. Stafford
Mr. Barnes	Mr. Humphrey	Mr. Stone
Mr. Beardslee	Mr. Johnson	Mr. Strong
Mr. Boswick	Mr. Jones	Mr. Sumner
Mr. Campbell	Mr. Kernan	Mr. Thomson
Mr. Cash	Mr. Livingston	Mr. Ward
Mr. Clark	Mr. M'Knight	Mr. West
Mr. Clary	Mr. Mersereau	Mr. Wheeler
Mr. Crosby	Mr. Orr	Mr. Willes
Mr. Ellithorp	Mr. Osborne	Mr. Williams
Mr. Fowler	Mr. Patterson	Mr. Winfield
Mr. Germond	Mr. Phelps	Mr. Wright
Mr. Gordon	Mr. J. P. Robinson	Mr. Yates
Mr. Grinnell	Mr. Ruggles	Mr. Young
Mr. Grover		

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Those who voted in the negative are,

Mr. Anderson	Mr. Healy	Mr. Robertson
Mr. Arnold	Mr. Herttell	Mr. O. Robinson
Mr. Bogardus	Mr. Hone	Mr. Sears
Mr. Bowne	Mr. Lefever	Mr. Shays
Mr. Brasher	Mr. Marvin	Mr. Smith
Mr. Bull	Mr. M'Keon	Mr. Spafard
Mr. Butrick	Mr. Mitchell	Mr. Staats
Mr. Case	Mr. Morehouse	Mr. Stevenson
Mr. Church	Mr. Morris	Mr. Temple
Mr. Culver	Mr. Palmer	Mr. Titus
Mr. Cuykendall	Mr. A. J. Parker	Mr. Wait
Mr. Degrauw	Mr. I. S. Parker	Mr. Whipple
Mr. Fleming		

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The House then resolved itself into a committee of the whole, on the bill entitled "An act to repeal certain provisions of the Revised Statutes, entitled 'Of crimes punishable with death;'" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Jones, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock on Monday morning next.

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## MONDAY, MARCH 10, 1834.

The House met pursuant to adjournment.

The petition of Samuel Kelley and others of the county of Putnam, praying compensation for certain expenses incurred by them in attending the Astor trials, was read, and referred to the committee on claims.

The petition of the commissioners of highways of the town of Macedon in the county of Wayne, praying for the passage of an act authorising them to discontinue certain parts of the State road between the village of Canandaigua in the county of Ontario, and Palmyra in the county of Wayne, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Rockland, praying for an alteration of the law regulating the working of highways in the town of Haverstraw in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Four several petitions of sundry inhabitants of the county of Genesee, praying for the repeal of the law subjecting certain debts due non-residents, to taxation, together with three several remonstrances against the same, were read, and referred to the committee on ways and means.

Three several petitions of sundry inhabitants of the counties of Cayuga, Seneca, Wayne, Ontario and Monroe, praying for the incorporation of a company to construct a rail-road from Rochester to Auburn, were read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Seneca, praying for the repeal of the law abolishing imprisonment for debt, was read, and committed to the committee of the whole when on the bill upon that subject.

The petition of sundry inhabitants of the county of Delaware, praying for the incorporation of a bank, to be located at Delhi in said county, was read, and committed to the committee of the whole when on the bill to which it relates.

Two several petitions of sundry inhabitants of the county of Delaware, praying for the construction of a McAdam road by the State, from the Chenango valley to the Hudson river, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Monroe, praying for the incorporation of a bank, to be located at Scottsville in said county, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the village of Lewiston, praying for a survey by the State of certain lots in said village, was read, and referred to the Commissioners of the Land-Office.

Three several petitions of sundry inhabitants of the county of Washington, praying for the incorporation of a company to construct a McAdam road from Sandy-Hill to Whitehall in said county, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of the trustees of the Vernon Academy, praying for the passage of an act granting to them and their successors the pre-emptive right to eight hundred and seventy acres of land lately sold to the State by the Oneida Indians, was read, and referred to the committee on colleges, academies and common schools.

The petition of sundry inhabitants of the county of Livingston, praying for the incorporation of a company to construct a rail-road from the village of West-Avon to the Avon mineral springs, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Tompkins, praying for the incorporation of a company to construct a rail-road from the Cayuga lake to the village of Ithaca, was read, and committed to the committee of the whole when on the bill upon that subject.

The petition of the manufacturers of leather in the county of Kings, praying for the passage of an act to regulate the inspection of green hides and skins in the village of Brooklyn, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the county of Tioga, praying the aid of the State in the construction of the New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

Mr. Myers, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act authorising the sale of the parsonage house and farm of land belonging to the Presbyterian church in the town of Poundridge in the county of Westchester;" the bill entitled



"An act regulating the admeasurement and inspection of wood and bark;" the bill entitled "An act further to amend an act entitled 'An act to incorporate the Brunswick and Pittstown turnpike company,' passed April 18th, 1831;" the bill entitled "An act to incorporate the Ithaca and Port Renwick rail-road company;" the bill entitled "An act to incorporate the Mayville academy;" the bill entitled "An act extending the time of payment of certain money due from the county of Broome;" the bill entitled "An act authorising John A. Seaverson, Philip Seaverson and Richard V. V. Waldron to erect a dam across the Susquehannah river;" the bill entitled "An act extending the time for the collection of taxes in the town of Brooklyn in the county of Kings;" and the bill entitled "An act to amend an act entitled 'An act to establish a corporation for improving and making a turnpike road from Newburgh to New-Windsor,' passed April 2d, 1806."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act authorising the sale of the parsonage house and farm of land belonging to the Presbyterian church in the town of Poundridge in the county of Westchester," be referred to a select committee, consisting of Mr. Cash, Mr. Spafard and Mr. Drake; that the bill entitled "An act regulating the admeasurement and inspection of wood and bark," be referred to a select committee, consisting of Mr. Cash, Mr. Spafard and Mr. Drake; that the bill entitled "An act further to amend an act entitled 'An act to incorporate the Brunswick and Pittstown turnpike company,' passed April 18th, 1831," be referred to a select committee, consisting of Mr. Cash, Mr. Spafard and Mr. Drake; that the bill entitled "An act to incorporate the Ithaca and Port Renwick rail-road company," be referred to a select committee, consisting of Mr. I. S. Parker, Mr. Angel and Mr. Dana; that the bill entitled "An act to incorporate the Mayville academy," be referred to a select committee, consisting of Mr. I. S. Parker, Mr. Angel and Mr. Dana; that the bill entitled "An act extending the time of payment of certain money due from the county of Broome," be referred to a select committee, consisting of Mr. I. S. Parker, Mr. Angel and Mr. Dana; that the bill entitled "An act authorising John A. Seaverson, Philip Seaverson and Richard V. V. Waldron to erect a dam across the Susquehannah river," be referred to a select committee, consisting of Mr. Grinnell, Mr. Church and Mr. Cargill; that the bill entitled "An act extending the time for the collection of taxes in the town of Brooklyn in the county of Kings," be referred to a select committee, consisting of Mr. Grinnell, Mr. Church and Mr. Cargill; and that the bill entitled "An act to amend an act entitled 'An act to establish a corporation for improving and making a turnpike road from Newburgh to New-Windsor,' passed April 2d, 1806," be referred to a select committee, consisting of Mr. Grinnell, Mr. Church and Mr. Cargill, to be by the said committees severally reported complete.

Mr. Angel, from the committee on the establishment and im-

provement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the village of Watervliet in the county of Albany, praying for the incorporation of a company to construct a MeAdam road from West-Troy, through the Shaker village, to intersect the Albany and Schenectady turnpike, reported, that the committee are of the opinion that the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Cuykendall, from the committee on claims, to which was referred the petition of Esther Chase, praying remuneration for losses sustained by reason of the sale of lands, to the use of which the petitioner alleges she was entitled in her right of dower, reported; and offered the following resolution:

[See Document No. 291.]

*Resolved*, That the prayer of the petitioner, Esther Chase, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of sundry inhabitants of the counties of Rensselaer and Columbia, praying for the incorporation of a company to construct a rail-road from the line of the State of Massachusetts at West-Stockbridge, to Castleton in the county of Rensselaer, reported a bill, entitled "An act to incorporate the Castleton and West-Stockbridge rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of St. Lawrence, praying for the passage of an act authorising them to establish a ferry across the St. Lawrence at the village of Ogdensburgh, reported a bill, entitled "An act in addition to an act entitled 'An act authorising the board of supervisors of the county of St. Lawrence to levy a tax on the town of Oswegatchie, to be invested in an academy and lot, and for other purposes,' passed April 26th, 1833;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the engrossed bill from the Senate, entitled "An act to extend the time for completing the Stephentown and Nassau turnpike road," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of Onondaga and Cortland, praying legislative aid in the construction of a road from Syracuse in the county of Onondaga, to Homer in the county of Cortland, reported, that the committee are of the opinion that the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Phelps, from the select committee to which was referred the memorial of John Cooper junior, of the town of Erwin in the county of Steuben, reported; and asked leave to introduce a bill.

[See Document No. 286.]

*Ordered*, That leave be given to bring in such bill.

Mr. Phelps, according to leave, brought in the said bill, entitled "An act to authorise John Cooper junior, to erect a dam across the Conhoston river in the town of Erwin in the county of Steuben;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Grinnell, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to amend an act entitled 'An act to establish a corporation for improving and making a turnpike road from Newburgh to New-Windsor,' passed April 2d, 1806," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same, and recommend that the said amendments be ordered to be engrossed, and the bill ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Marvin, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act for the relief of the purchasers of lots at Oneida Castleton," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Marvin, from the select committee to which was referred the bill entitled "An act to incorporate the Butternuts and Oxford turnpike company," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the

bill entitled "An act to provide for filling vacancies in the office of constable in the city of Albany," reported, that the committee had gone through the said bill, and are unanimously of the opinion that the same ought not to be passed into a law.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the Lockport and Niagara falls rail-road company," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

A communication from the agent of the State Prison at Mount-Pleasant, in reply to the resolution of the Assembly of the twenty-sixth of February last, was received and read.

[*See Document No. 288.*]

*Ordered*, That the said communication be referred to the select committee of which Mr. Humphrey is chairman.

A communication from the agent of the State Prison at Auburn, in reply to the resolution of the Assembly of the twenty-sixth of February last, was received and read.

[*See Document No. 289.*]

*Ordered*, That the said communication be referred to the select committee of which Mr. Humphrey is chairman.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of a number of inhabitants of the county of Wayne, and of proprietors and captains of line boats on the Erie canal, and others, respectfully report:

[*See Document No. 287.*]

*Ordered*, That the said report be referred to the committee on canals and internal improvements.

A communication from the superintendent of the Onondaga salt springs, in reply to the resolution of the Assembly of the twenty-eighth of February last, was received and read.

[*See Document No. 293.*]

*Ordered*, That the said communication be referred to the committee on the manufacture of salt.

A communication from the inspector of salt in the county of Onondaga, in reply to the resolution of the Assembly of the twenty-eighth of February last, was received and read.

[*See Document No. 290.*]

*Ordered*, That the said communication be referred to the committee on the manufacture of salt.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of David H. Richardson, respectfully report:

[See Document No. 298.]

*Ordered*, That the said report be referred to the committee on canals and internal improvements.

A communication from the Commissioners of the Land-Office, was received and read, in the words following, to wit:

The Commissioners of the Land-Office, in obedience to the resolution of the Assembly of the fifth of February last, respectfully report:

[See Document No. 292.]

*Ordered*, That the said report be referred to the committee on the manufacture of salt.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the Preble high school;" the engrossed bill entitled "An act to authorise the Buffalo and Black-Rock rail-road company to construct their road over and upon certain lands belonging to this State;" the engrossed bill entitled "An act relative to the south half of the gospel and school lot in the town of Guilford in the county of Chenango;" and the engrossed bill entitled "An act to authorise Herman Le Roy junior, to build a dam across a creek in the township of Pelham, Westchester county," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to incorporate the Preble high school," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	93	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. O. Robinson
Mr. Angel	Mr. Gordon	Mr. J. P. Robinson
Mr. Archibald	Mr. Grinnell	Mr. Ruggles
Mr. Arnold	Mr. Grover	Mr. Sears
Mr. Bagley	Mr. Guinnip	Mr. Shays

[ASSEMBLY JOURNAL.]

Mr. Bartle  
Mr. Beardslee  
Mr. Bockoven  
Mr. Bogardus  
Mr. Bostwick  
Mr. Bowne  
Mr. Brasher  
Mr. Butrick  
Mr. Campbell  
Mr. Cash  
Mr. Clark  
Mr. Clary  
Mr. Coe  
Mr. Conklin  
Mr. Crosby  
Mr. Culver  
Mr. Cuykendall  
Mr. Drake  
Mr. Dyer  
Mr. Ellithorp  
Mr. Emmons  
Mr. Enos  
Mr. Fleming  
Mr. Fowler  
Mr. Fox  
Mr. Gardner

Mr. Haight  
Mr. Hall  
Mr. Healy  
Mr. Herttel  
Mr. Hunt  
Mr. Johnson  
Mr. Jones  
Mr. Le Fever  
Mr. Lewis  
Mr. Livingston  
Mr. Marvin  
Mr. M'Knight  
Mr. Mersereau  
Mr. Mitchell  
Mr. Morehouse  
Mr. Myers  
Mr. Myrick  
Mr. Orr  
Mr. Osborne  
Mr. Palmer  
Mr. A. J. Parker  
Mr. I. S. Parker  
Mr. J. H. Parker  
Mr. Parkhurst  
Mr. Patterson  
Mr. Robertson

Mr. Smith  
Mr. Snyder  
Mr. Spafard  
Mr. Speaker  
Mr. Staats  
Mr. Stafford  
Mr. Stevenson  
Mr. Stone  
Mr. Strong  
Mr. Sumner  
Mr. Temple  
Mr. Terry  
Mr. Thomson  
Mr. Titus  
Mr. Todd  
Mr. Wait  
Mr. Ward  
Mr. West  
Mr. Wheeler  
Mr. Whipple  
Mr. Willes  
Mr. Williams  
Mr. Wood  
Mr. Wright  
Mr. Yates  
Mr. Young

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The said engrossed bill, entitled "An act to authorise the Buffalo and Black-Rock rail-road company to construct their road over and upon certain lands belonging to this State," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel  
Mr. Archibald  
Mr. Arnold  
Mr. Bagley  
Mr. Bartle  
Mr. Beardslee  
Mr. Bockoven  
Mr. Bogardus  
Mr. Bostwick  
Mr. Bowne

Mr. Grinnell  
Mr. Grover  
Mr. Guinnip  
Mr. Haight  
Mr. Hall  
Mr. Healy  
Mr. Herttel  
Mr. Hunt  
Mr. Johnson  
Mr. Jones

Mr. J. P. Robinson  
Mr. Ruggles  
Mr. Sears  
Mr. Shays  
Mr. Smith  
Mr. Snyder  
Mr. Spafard  
Mr. Speaker  
Mr. Stafford  
Mr. Stevenson

Mr. Brasher	Mr. Le Fever	Mr. Stone
Mr. Brown	Mr. Lewis	Mr. Strong
Mr. Butrick	Mr. Livingston	Mr. Sumner
Mr. Campbell	Mr. Mabbett	Mr. Temple
Mr. Cash	Mr. Marvin	Mr. Terry
Mr. Clark	Mr. Mersereau	Mr. Thomson
Mr. Clary	Mr. Mitchell	Mr. Titus
Mr. Coe	Mr. Morehouse	Mr. Todd
Mr. Conklin	Mr. Myers	Mr. Wait
Mr. Crosby	Mr. Myrick	Mr. Ward
Mr. Culver	Mr. Orr	Mr. West
Mr. Cuykendall	Mr. Osborne	Mr. Wheeler
Mr. Dyer	Mr. Palmer	Mr. Whipple
Mr. Ellithorp	Mr. A. J. Parker	Mr. Willes
Mr. Emmons	Mr. I. S. Parker	Mr. Williams
Mr. Enos	Mr. Parkhurst	Mr. Winfield
Mr. Fleming	Mr. Patterson	Mr. Wood
Mr. Gardner	Mr. Robertson	Mr. Wright
Mr. Germond	Mr. O. Robinson	Mr. Young
Mr. Gordon		

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The said engrossed bill, entitled "An act relative to the south half of the gospel and school lot in the town of Guilford in the county of Chenango," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to authorise Herman Le Roy junior, to build a dam across a creek in the township of Pelham, Westchester county," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act for the relief of the purchasers of lots at Oneida Castleton," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 86 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. O. Robinson
Mr. Angel	Mr. Germond	Mr. J. P. Robinson
Mr. Archibald	Mr. Gordon	Mr. Ruggles
Mr. Arnold	Mr. Grinnell	Mr. Sears
Mr. Bagley	Mr. Grover	Mr. Shays
Mr. Bartle	Mr. Guinnip	Mr. Smith
Mr. Beardalee	Mr. Hall	Mr. Snyder

Mr. Bockoven	Mr. Healy	Mr. Spafard
Mr. Bogardus	Mr. Hunt	Mr. Speaker
Mr. Bostwick	Mr. Johnson	Mr. Staats
Mr. Brown	Mr. Jones	Mr. Stevenson
Mr. Butrick	Mr. Le Fever	Mr. Stone
Mr. Campbell	Mr. Lewis	Mr. Strong
Mr. Cash	Mr. Livingston	Mr. Sumner
Mr. Clark	Mr. Mabbett	Mr. Temple
Mr. Clary	Mr. M'Knight	Mr. Terry
Mr. Coe	Mr. Mersereau	Mr. Thomson
Mr. Conklin	Mr. Mitchell	Mr. Titus
Mr. Crosby	Mr. Morehouse	Mr. Todd
Mr. Culver	Mr. Myers	Mr. Wait
Mr. Cuykendall	Mr. Myrick	Mr. Ward
Mr. Drake	Mr. Osborne	Mr. West
Mr. Dyer	Mr. Palmer	Mr. Wheeler
Mr. Ellithorp	Mr. A. J. Parker	Mr. Whipple
Mr. Emmons	Mr. I. S. Parker	Mr. Williams
Mr. Enos	Mr. J. H. Parker	Mr. Wood
Mr. Fleming	Mr. Parkhurst	Mr. Wright
Mr. Fowler	Mr. Patterson	Mr. Yates
Mr. Fox	Mr. Robertson	

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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill from the Senate, entitled "An act to amend an act entitled 'An act to establish a corporation for improving and making a turnpike road from Newburgh to New-Windsor,' passed April 2d, 1806," with the engrossed amendments, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. O. Robinson
Mr. Archibald	Mr. Germond	Mr. J. P. Robinson
Mr. Arnold	Mr. Gordon	Mr. Ruggles
Mr. Bagley	Mr. Grinnell	Mr. Sears
Mr. Bartle	Mr. Grover	Mr. Shays
Mr. Beardslee	Mr. Guinnip	Mr. Smith
Mr. Bockoven	Mr. Hall	Mr. Snyder
Mr. Bogardus	Mr. Healy	Mr. Spafard
Mr. Bostwick	Mr. Hunt	Mr. Speaker
Mr. Bowne	Mr. Johnson	Mr. Staats



Mr. Brasher	Mr. Jones	Mr. Stevenson
Mr. Brown	Mr. Le Fever	Mr. Stone
Mr. Butrick	Mr. Lewis	Mr. Sumner
Mr. Campbell	Mr. Livingston	Mr. Temple
Mr. Cash	Mr. Mabbett	Mr. Terry
Mr. Clark	Mr. Marvin	Mr. Thomson
Mr. Clary	Mr. M'Knight	Mr. Titus
Mr. Coe	Mr. Mersereau	Mr. Todd
Mr. Conklin	Mr. Mitchell	Mr. Wait
Mr. Crosby	Mr. Morehouse	Mr. Ward
Mr. Culver	Mr. Myers	Mr. West
Mr. Cuykendall	Mr. Myrick	Mr. Wheeler
Mr. Drake	Mr. Orr	Mr. Whipple
Mr. Dyer	Mr. Osborne	Mr. Willes
Mr. Ellithorp	Mr. Palmer	Mr. Williams
Mr. Emmons	Mr. A. J. Parker	Mr. Wood
Mr. Enos	Mr. I. S. Parker	Mr. Wright
Mr. Fleming	Mr. Parkhurst	Mr. Yates
Mr. Fowler	Mr. Patterson	Mr. Young
Mr. Fox	Mr. Robertson	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

*Ordered*, That the committee on rail-roads be discharged from the further consideration of the memorial of sundry inhabitants of the county of Rensselaer, praying for the incorporation of the Saratoga and Fort-Edward Rail-Road Company, and against the incorporation of a company to construct a rail-road from Saratoga-Springs to Whitehall, and that the same be referred to the select committee which has in charge the bill entitled "An act to incorporate the Saratoga and Washington rail-road company."

*Ordered*, That Mr. Case and Mr. Church have leave of absence for two weeks each, Mr. Anthony for three days, and Mr. Wheaton for ten days.

Mr. Titus gave notice that he would, on some future day, ask leave to introduce a bill relating to the courts of oyer and terminer and general jail delivery, and general sessions of the peace in the city and county of New-York.

Mr. Willes gave notice that he would, on some future day, ask leave to introduce a bill entitled "An act in relation to the Ogdensburgh and Canton road in the county of St. Lawrence."

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal certain provisions of the Revised Statutes, entitled 'Of crimes punishable with death;'" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Jones, from the said committee, reported, that the committee had disagreed to the first section and the enacting clause of the said bill; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bull, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the city of Brooklyn;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bowne, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

## TUESDAY, MARCH 11, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the county of Orange, praying the aid of the State in the construction of the New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

Two several remonstrances of sundry inhabitants of the county of Warren, against the passage of an act appointing commissioners to lay out a road from Richfield to Fort-Plain, were read, and committed to the committee of the whole when on the bill to which they relate.

The petition of sundry inhabitants of the county of Delaware, praying for the construction of a McAdam road from the Chenango valley, through the county of Delaware, to the Hudson river, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Sullivan, praying for the incorporation of a company to construct a turnpike road from New-Paltz in the county of Ulster, to the village of Liberty in the county of Sullivan, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of Long Island and of the city and county of New-York, and also of sundry members of the first regiment of horse artillery, praying that the members of the said regiment be exempted from jury duty during life, was read, and referred to the committee on the militia and public defence.

The petition of sundry inhabitants of the county of Otsego, praying for the repeal of the law exempting church property and the

property of clergymen from taxation, was read, and referred to the committee on ways and means.

The petition of the trustees of the village of Syracuse, praying for an amendment of the charter of said village, was read, and referred to the committee on the incorporation of cities and villages.

The petition of sundry inhabitants of the village of Syracuse, praying that certain powers which were granted to the trustees of said village, may be vested in Oliver Teal, for the purpose of supplying said village with good and wholesome water, was read, and referred to the committee on the incorporation of cities and villages.

The petition of the inhabitants of school district number one in the village of Salina, praying that they may be formed into a permanent school district, not subject to alteration by the commissioners of common schools of said town, was read, and referred to the committee on colleges, academies and common schools.

The petition of sundry members of the bar of the county of Onondaga, praying for an increase of the compensation of the first judge of said county, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Onondaga, praying for the passage of an act appointing commissioners to lay out a road from Skaneateles to Camillus, was read, and committed to the committee of the whole when on the bill upon that subject.

The petition of sundry inhabitants of the county of Tompkins, praying for the incorporation of a company to construct a rail-road from Cayuga lake to the village of Ithaca, was read, and committed to the committee of the whole when on the bill upon that subject.

The petition of the New-York Methodist Mutual Benefit Society, praying for the passage of an act incorporating said society, was read, and referred to the committee on the incorporation of charitable and religious societies.

The petition of sundry inhabitants of the county of Monroe, praying for the passage of an act authorising the erection of a bridge across the Genesee river, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of G. H. Holden and others, officers of the board of health of the town of Greece in the county of Monroe in 1832, praying for the passage of an act compelling the supervisors of said county to allow certain accounts of said officers, was read, and referred to a select committee, consisting of Mr. Haight, Mr. Clark and Mr. Conklin.

The petition of sundry inhabitants of the county of Seneca, praying for the passage of an act authorising the commissioners of excise in said county to grant tavern licenses, without the privilege of selling ardent spirits, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the village of Ithaca, praying that the navigation of the Cayuga inlet may be improved and adopted as a public canal, &c. was read, and referred to the Canal Board.

The petition of Calvin Osgood and others, trustees of school district number eleven in the town of Farmington in the county of Ontario, praying for legislative relief in regard to certain suits commenced against them as such trustees, was read, and referred to the committee on the judiciary.

The petition of the trustees of Geneva College, praying for pecuniary aid from the State, was read, and referred to the committee on colleges, academies and common schools.

Mr. Shays, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to amend article second of title second of chapter thirteenth of part first of the Revised Statutes, entitled 'Of the manner in which assessments are to be made, and the duties of the assessors;'" the bill entitled "An act granting further powers to the Dutchess turnpike company;" the bill entitled "An act to incorporate the Petersburg, Grafton and Brunswick turnpike company;" the bill entitled "An act for the relief of school district number three in the town of Gates in the county of Monroe;" the bill entitled "An act to authorise the building of a school-house in the village of Lewiston;" the bill entitled "An act to provide for the erection of a new court-house in the county of Cayuga;" the bill entitled "An act to alter the time of holding the February term of the court of common pleas and general sessions in the county of Greene;" the bill entitled "An act respecting the salt springs in the county of Onondaga, and regulating the manufacture of salt;" the bill entitled "An act to authorise the supervisors of the county of Allegany to raise money to build a bridge over the Genesee river;" and the bill entitled "An act to remove certain restrictions contained in a grant of land from the people of this State, to Abraham Varick."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to amend article second of title second of chapter thirteenth of part first of the Revised Statutes, entitled 'Of the manner in which assessments are to be made, and the duties of the assessors,'" be referred to a select committee, consisting of Mr. Robertson, Mr. Wait and Mr. Arnold; that the bill entitled "An act granting further powers to the Dutchess turnpike company," be referred to a select committee, consisting of Mr. Robertson, Mr. Wait and Mr. Arnold; that the bill entitled "An act to incorporate the Petersburg, Grafton and Brunswick turnpike company," be referred to a select committee, consisting of Mr. Robertson, Mr. Wait and Mr. Arnold; that the bill entitled "An act for the relief of school district number three in the town of Gates in the county of Monroe," be referred to a select committee, consisting of Mr. Haight, Mr. Mitchell and Mr. Clark; that the bill entitled "An act

to authorise the building of a school-house in the village of Lewiston," be referred to a select committee, consisting of Mr. Haight, Mr. Mitchell and Mr. Clark; that the bill entitled "An act to provide for the erection of a new court-house in the county of Cayuga," be referred to a select committee, consisting of Mr. Haight, Mr. Mitchell and Mr. Clark; that the bill entitled "An act to alter the time of holding the February term of the court of common pleas and general sessions in the county of Greene," be referred to a select committee, consisting of Mr. Staats, Mr. Grinnell and Mr. J. P. Robinson; that the bill entitled "An act respecting the salt springs in the county of Onondaga, and regulating the manufacture of salt," be referred to a select committee, consisting of Mr. J. H. Parker, Mr. Haight and Mr. Bowne; that the bill entitled "An act to authorise the supervisors of the county of Allegany to raise money to build a bridge over the Genesee river," be referred to a select committee, consisting of Mr. Haight, Mr. Bowne and Mr. J. H. Parker; and that the bill entitled "An act to remove certain restrictions contained in a grant of land from the people of this State, to Abraham Varick," be referred to a select committee, consisting of Mr. O. Robinson, Mr. Wheeler and Mr. Anderson, to be by the said committees reported complete.

Mr. Butrick, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the towns of Kirkland and New-Hartford in the county of Oneida, praying that a part of Kirkland may be annexed to New-Hartford, reported a bill entitled "An act to annex a part of the town of Kirkland to the town of New-Hartford in the county of Oneida" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Gordon, from the committee on the judiciary, to which was referred the bill entitled "An act in relation to issuing attachments for witnesses by justices of the peace in certain cases," reported, that the committee have examined the said bill, and recommend that the same be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act to exempt certain property from levy and sale under execution, and from distress for rent," reported, that the committee have examined the said bill, and recommend that the same be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act confirming the official acts of justices of the peace in certain cases," reported, that the committee have examined the said bill, and recommend that the same be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of sundry mechanics of the city of Troy, praying for the passage of a law giving them a lien on buildings erected by them, reported, that the committee are of the opinion that the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of the Cayuga Bridge Company, praying for the passage of an act authorising the said company to file a bill in chancery, for the purpose of testing the question whether certain of their rights have not been infringed, reported, that in the opinion of the committee, the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of sundry inhabitants of the counties of Genesee and Monroe, praying for the establishment of a vice-chancellor's court in the eighth judicial district, reported a bill, entitled "An act to reorganize the chancery circuits, and to provide for the appointment of additional vice-chancellors;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the bill entitled "An act further to amend the act entitled 'An act to amend the several acts relating to the city of Albany, and to combine the same into one act,' passed April 13th, 1826," reported, that the committee have examined the said bill, and recommend that the same be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Robertson, from the committee on claims, to which was referred the petition of Lawrence Schermerhorn, reported; and asked leave to introduce a bill.

[*See Document No. 296.*]

*Ordered*, That leave be given to bring in such bill.

Mr. Robertson, according to leave, brought in the said bill, entitled "An act for the relief of Lawrence Schermerhorn;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Cash, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act further to amend an act entitled 'An act to incorporate the Brunswick and Pittstown turnpike company,' passed April 18th, 1831," reported, that the committee had gone through the said bill, and agreed to the same

without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Grinnell, from the select committee to which was referred the bill entitled "An act authorising John A. Seaverson, Philip Seaverson and Richard V. V. Waldron to erect a dam across the Susquehannah river," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. J. H. Parker, from the select committee to which was referred the bill entitled "An act extending the time of payment of certain money due from the county of Broome," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Cash, from the select committee to which was referred the bill entitled "An act authorising the sale of the parsonage house and farm of land belonging to the Presbyterian church in the town of Poundridge in the county of Westchester," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. I. S. Parker, from the select committee to which was referred the bill entitled "An act to incorporate the Ithaca and Port Renwick rail-road company," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Titus, from the select committee to which was referred the engrossed bill entitled "An act authorising the commissioners of school money in the city and county of New-York to use a part of the special school tax money raised in said city and county, to pay their expenses," with the amendments of the Senate thereto, reported, that the committee had agreed to concur with the Senate in their amendments to the said bill.

*Ordered*, That the said bill and amendments be laid upon the table.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of Jacob Van Dorn, respectfully report:

[See Document No. 299.]

*Ordered*, That the said report be referred to the committee on claims.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of James H. Rathbone and others, respectfully report:

[See Document No. 294.]

*Ordered*, That the said report be referred to the committee on claims.

A message from the Senate was read, informing that the Senate do insist on their amendment non-concurred in by this House, to the bill entitled "An act to authorise the supervisors of the counties of Lewis and Orleans to raise the bounty for the destruction of wolves."

Thereupon,

On motion of Mr. Ruggles,

*Resolved*, (if the Senate concur.) That a committee of conference be appointed, on the amendment to the bill entitled "An act to authorise the supervisors of the counties of Lewis and Orleans to raise the bounty for the destruction of wolves," which is the subject of disagreement between the two houses; and in case of concurrence, that Mr. Ruggles, Mr. J. P. Robinson and Mr. Myers, be of the said committee on the part of this house.

*Ordered*, That the Clerk deliver a copy of the preceding resolution to the Senate, and request their concurrence in the same.

The Senate sent for concurrence, a bill entitled "An act for the relief of Jeremiah Van Rensselaer and others."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the village of Le Roy in the county of Genesee," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the Butternuts and Oxford turnpike company," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	98	}
{	NAYS	00	}

Those who voted in the affirmative are



Mr. Anderson	Mr. Gardner	Mr. Robertson
Mr. Angel	Mr. Germond	Mr. J. P. Robinson
Mr. Archibald	Mr. Gordon	Mr. Ruggles
Mr. Arnold	Mr. Grinnell	Mr. Sears
Mr. Bagley	Mr. Grover	Mr. Shays
Mr. Barnes	Mr. Haight	Mr. Smith
Mr. Bartle	Mr. Hall	Mr. Snyder
Mr. Beardslee	Mr. Harris	Mr. Spafard
Mr. Bockoven	Mr. Healy	Mr. Speaker
Mr. Bogardus	Mr. Herttell	Mr. Staats
Mr. Bostwick	Mr. Hone	Mr. Stafford
Mr. Bowne	Mr. Hough	Mr. Stevenson
Mr. Brasher	Mr. Hunt	Mr. Stone
Mr. Brown	Mr. Johnson	Mr. Strong
Mr. Bull	Mr. Le Fever	Mr. Sumner
Mr. Butrick	Mr. Lewis	Mr. Temple
Mr. Campbell	Mr. Livingston	Mr. Terry
Mr. Cash	Mr. Mabbett	Mr. Thomson
Mr. Chamberlin	Mr. Marvin	Mr. Titus
Mr. Clark	Mr. M'Knight	Mr. Todd
Mr. Clary	Mr. Mersereau	Mr. Wait
Mr. Coe	Mr. Mitchell	Mr. Ward
Mr. Conklin	Mr. Morehouse	Mr. West
Mr. Collin	Mr. Morris	Mr. Wheeler
Mr. Crosby	Mr. Myers	Mr. Whipple
Mr. Culver	Mr. Osborne	Mr. Willes
Mr. Cuykendall	Mr. Palmer	Mr. Williams
Mr. Degrauw	Mr. A. J. Parker	Mr. Winfield
Mr. Drake	Mr. I. S. Parker	Mr. Wood
Mr. Dyer	Mr. J. H. Parker	Mr. Wright
Mr. Ellithorp	Mr. Parkhurst	Mr. Yates
Mr. Emmons	Mr. Patterson	Mr. Young
Mr. Fowler	Mr. Phelps	

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act further to amend the act entitled 'An act to incorporate the Brunswick and Pittstown turnpike company,' passed April 18th, 1831," with the engrossed amendments, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. J. P. Robinson
Mr. Angel	Mr. Gordon	Mr. Ruggles
Mr. Archibald	Mr. Grinnell	Mr. Sears
Mr. Bagley	Mr. Grover	Mr. Shays
Mr. Barnes	Mr. Hall	Mr. Smith
Mr. Bartle	Mr. Harris	Mr. Snyder
Mr. Beardslee	Mr. Healy	Mr. Spafard
Mr. Bockoven	Mr. Herttell	Mr. Speaker
Mr. Bogardus	Mr. Hough	Mr. Staats
Mr. Bostwick	Mr. Humphrey	Mr. Stafford
Mr. Bowne	Mr. Johnson	Mr. Stevenson
Mr. Brasher	Mr. Le Fever	Mr. Stone
Mr. Brown	Mr. Lewis	Mr. Strong
Mr. Bull	Mr. Livingston	Mr. Sumner
Mr. Butrick	Mr. Mabbett	Mr. Temple
Mr. Cargill	Mr. Marvin	Mr. Terry
Mr. Cash	Mr. M'Knight	Mr. Thomson
Mr. Chamberlin	Mr. Mersereau	Mr. Titus
Mr. Clark	Mr. Mitchell	Mr. Todd
Mr. Clary	Mr. Morehouse	Mr. Wait
Mr. Coe	Mr. Morris	Mr. Ward
Mr. Conklin	Mr. Myers	Mr. West
Mr. Collin	Mr. Osborne	Mr. Wheeler
Mr. Culver	Mr. Palmer	Mr. Whipple
Mr. Cuykendall	Mr. A. J. Parker	Mr. Willes
Mr. Degrauw	Mr. J. H. Parker	Mr. Williams
Mr. Drake	Mr. Parkhurst	Mr. Winfield
Mr. Dusenbury	Mr. Patterson	Mr. Wood
Mr. Dyer	Mr. Phelps	Mr. Wright
Mr. Ellithorp	Mr. Robertson	Mr. Yates
Mr. Emmons	Mr. O. Robinson	Mr. Young
Mr. Fowler		

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

In pursuance of previous notice, Mr. Strong asked for and obtained leave to bring in a bill, entitled "An act further to amend the act entitled 'An act to authorise Benajah Byington to search for rock salt in the county of Onondaga,' passed April 13, 1830;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Campbell gave notice that he would, at some future day, ask leave to bring in a bill, to confirm the act of the commissioners of highways of the town of Salisbury in the county of Herkimer.

Mr. Grinnell gave notice that he would, on some future day, ask leave to introduce a bill, to prohibit persons from supplying paupers with ardent spirits by way of sale or gift.

In pursuance of previous notice, Mr. Willes asked for and obtained leave to bring in a bill, entitled "An act in relation to the

Ogdensburg and Canton road in the county of St. Lawrence;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bull, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the city of Brooklyn;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bowne, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

And then the House adjourned until ten o'clock to-morrow morning.

## WEDNESDAY, MARCH 12, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the counties of Clinton and Essex, praying for a revival of the agricultural law of 1819, was read, and referred to the committee on agriculture.

Two several remonstrances of sundry inhabitants of the counties of Erie and Chautauque, against the repeal of the law taxing the debts of non-residents, were read, and referred to the committee on ways and means.

The petition of George Ohl and Margaret his wife, of the city of New-York, praying for leave to change their names, was read, and referred to the committee on the judiciary.

Two several petitions of sundry inhabitants of the counties of Erie and Cattaraugus, praying for the passage of an act requiring the supervisors of said counties to raise money by tax, to build a bridge across the Cattaraugus creek at the falls, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Niagara, praying for the repeal of the law exempting church property and the property of clergymen from taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the county of Onondaga, praying for the repeal of the law abolishing imprisonment for debt, was read, and committed to the committee of the whole when on the bill to which it relates. •

The petition of sundry inhabitants of the town of Cuba in the county of Allegany, praying for a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The memorial of the trustees of school district number eleven in the town of Farmington in the county of Ontario, relative to certain claims against said district in favor of the said trustees, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Ulster, praying for the passage of an act authorising the supervisors of said county to raise money by tax, to build a bridge across the Walkill in the town of New-Paltz, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The remonstrance of sundry inhabitants of the county of Ontario, against the construction of a canal from the Canandaigua lake to the Erie canal, was read, and committed to the committee of the whole when on the bill upon that subject.

Three several memorials of sundry inhabitants of the city of New-York, against exempting church property and the property of priests from taxation, were read, and referred to the committee on ways and means.

Mr. Myers, from the committee on trade and manufactures, to which was referred the petition of sundry inspectors of staves and heading, praying for an alteration of the law regulating the inspection of staves and heading, reported, that the committee are of the opinion that the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. I. S. Parker, from the committee on trade and manufactures, to which was referred the annual reports of sundry inspectors of flour, lumber, &c. reported; and offered the following resolution:

[See Document No. 297.]

*Resolved*, That the annual reports of Garrit Lansing junior, George Charles, Henry Strang, N. Wilson, Eldridge Havens, Jason Rudes, A. Wilson, W. P. Lansing, Henry Howard and James A. Buckbee, be returned to the several persons making the same, for correction.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Osborne, from the committee on the petitions of aliens, to which was referred the petition of James Russell junior, praying for the passage of a law to enable him to take, hold and convey real estate, reported; and offered the following resolution:

[See Document No. 295.]

*Resolved*, That the prayer of the petitioner ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Robertson, from the committee on claims, to which was referred the petition of Jacob Buckdorf, reported, that the said petition has been referred to the Canal Commissioners, who, on the fifth March instant, submitted a report on the same; and that the committee, after due examination of the petition and report of the Canal Commissioners, have come to the conclusion that the view of the subject submitted in their report is correct, and therefore offer the following resolution:

*Resolved*, That the prayer of the petitioner ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Sullivan, praying for the incorporation of a turnpike company to construct a turnpike road from New-Paltz in the county of Ulster, to Liberty in the county of Sullivan, reported a bill, entitled "An act to incorporate the New-Paltz and Liberty turnpike company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Allegany, praying for the passage of an act authorising the board of supervisors of said county to raise money by tax, for constructing a bridge across the Genesee river in the town of Hume, reported a bill, entitled "An act to authorise the supervisors of the county of Allegany to raise money to build a bridge over the Genesee river;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Cargill, from the committee on the incorporation of charitable and religious societies, to which was referred the petition of the New-York Methodist Mutual Benefit Society, praying for the incorporation of said society, reported a bill, entitled "An act to incorporate the New-York Methodist mutual benefit society;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Gordon, from the committee on the judiciary, to which was referred the bill entitled "An act to enable courts of law to give relief against adverse claims made upon persons having no interest in the subject of such claims," reported:

[See Document No. 300.]

*Ordered*, That the said bill and report be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the engrossed bill from the Senate, entitled "An act for the relief of Jeremiah Van Rensselaer and others," reported, that the committee had examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Clary, from the committee on the judiciary, to which was referred the bill entitled "An act relative to the superior court of the city of New-York," reported, that the committee have examined the said bill, and recommend that the same be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Clary, from the committee on the judiciary, to which was referred the petition of Mary Johnson, administratrix of the estate of Isaac D. Johnson deceased, praying relief in relation to certain real estate, reported a bill, entitled "An act to authorise the surrogate of the county of Greene to grant an order to sell certain lands in said county;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Barnes, from the committee on trade and manufactures, to which was referred the petition of sundry inhabitants of the county of Greene, asking an act of incorporation of the Coxsackie and Stockport Steam and Tow-Boat Transportation Company, reported, that the committee have had the same under consideration, and are of opinion that the prayer of the petitioners ought not to be granted, and therefore recommend the passage of the following resolution:

*Resolved*, That the prayer of the petitioners asking an act of incorporation of the Coxsackie and Stockport Steam and Tow-Boat Transportation Company, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Clary, from the committee on the judiciary, to which was referred the petition of sundry members of the bar of the county of Onondaga, reported; and offered the following resolution:

[See Document No. 301.]

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Grinnell, from the committee on the judiciary, to which was referred the resolution of the Assembly of the 30th of January last, relative to the propriety of so amending the Revised Statutes as to authorise any one of the overseers of the poor to perform the services therein mentioned, reported a bill, entitled "An act to amend sections thirty-ninth and forty-second of part first, chapter twentieth, title first of the Revised Statutes, so as to authorise any one of the overseers of the poor to perform the services therein mentioned;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. O. Robinson, from the select committee to which was referred the petition of Anthony Rhodes and others, praying remuneration for certain improvements made on lots twenty-eight and sixty-four in the Freemason's patent in the town of Litchfield in the county of Herkimer, reported; and asked leave to introduce a bill.

[See Document No. 302.]

*Ordered*, That leave be given to bring in such bill.

Mr. O. Robinson, according to leave, brought in the said bill, entitled "An act for the relief of Anthony Rhodes and others;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. O. Robinson, from the select committee to which was referred the bill entitled "An act to remove certain restrictions contained in a grant of land from the people of this State, to Abraham Varick," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to provide for the erection of a new court-house in the county of Cayuga," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same, and recommend that the said amendments be ordered to be engrossed, and the bill ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. I. S. Parker, from the select committee to which was referred the bill entitled "An act to incorporate the Mayville academy," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Staats, from the select committee to which was referred the bill entitled "An act to alter the time of holding the February term of the court of common pleas and general sessions in the county of Greene," reported, that the committee had gone through the said

bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Robertson, from the select committee to which was referred the bill entitled "An act to amend article second of title second of chapter thirteenth of part first of the Revised Statutes, entitled 'Of the manner in which assessments are to be made, and the duties of the assessors,'" reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Mitchell, from the select committee to which was referred the bill entitled "An act to authorise the building of a school-house in the village of Lewiston," reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act for the relief of school district number three in the town of Gates in the county of Monroe," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Grinnell, from the select committee to which was referred the bill entitled "An act extending the time for the collection of taxes in the town of Brooklyn in the county of Kings," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Marvin, from the select committee to which was recommended the bill entitled "An act requiring manufacturing corporations to file with the comptroller an annual statement of their affairs," reported, that the committee had disagreed to the first section and the enacting clause of the said bill; which he was directed to report to the House.

*Ordered*, That the said bill be laid upon the table.

Mr. Wait, from the select committee to which was referred the petition of sundry inhabitants of the counties of Chenango and Otsego, praying the passage of a law prohibiting the taking of fish in the waters of the Unadilla river, and from certain ponds, for a limited time, reported, that the committee have had the same under consideration, and are of the opinion that the Revised Statutes have clothed the courts of common pleas with all the requisite powers to regulate the fisheries in their respective limits, and that no further legislation is necessary; and they have therefore come to the conclusion to offer the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.



The annual report of the president of the Brooklyn Savings Bank, was received and read.

[See Document No. 306.]

*Ordered*, That the said report be referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The annual report of Samuel Howell, an inspector of lumber in the city of New-York, was received and read.

[See Document No. 307.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

A message from the Senate was read, informing that they have non-concurred with this House in one of its amendments to the engrossed bill from the Senate, entitled "An act to amend an act entitled 'An act to establish a corporation for improving and making a turnpike road from Newburgh to New-Windsor,' passed April 2d, 1806," and have concurred with this House in the other of its amendments to the said bill.

*Ordered*, That the said bill and amendments be laid upon the table.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Hibernian benevolent society of the city of Utica," with the amendment therewith delivered.

The said bill and amendment were read; and the amendment having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendment to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 101 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Guinnip	Mr. Phelps
Mr. Bagley	Mr. Haight	Mr. Ringgold
Mr. Barnes	Mr. Hall	Mr. Robertson
Mr. Bartle	Mr. Harris	Mr. J. P. Robinson
Mr. Bockoven	Mr. Hasbrouck	Mr. Sears
Mr. Bogardus	Mr. Healy	Mr. Shays
Mr. Bostwick	Mr. Herttell	Mr. Smith
Mr. Brown	Mr. Hone	Mr. Snyder
Mr. Bull	Mr. Humphrey	Mr. Spafard
Mr. Butrick	Mr. Hunt	Mr. Speaker
Mr. Campbell	Mr. Johnson	Mr. Staats

Mr. Cargill	Mr. Le Fever	Mr. Stafford
Mr. Cash	Mr. Lewis	Mr. Stevenson
Mr. Chamberlin	Mr. Livingston	Mr. Stone
Mr. Clark	Mr. Mabbett	Mr. Strong
Mr. Coe	Mr. Marvin	Mr. Sumner
Mr. Conklin	Mr. M'Keon	Mr. Temple
Mr. Collin	Mr. M'Knight	Mr. Terry
Mr. Culver	Mr. Mersereau	Mr. Thomson
Mr. Cuykendall	Mr. Mitchell	Mr. Titus
Mr. Dana	Mr. Morehouse	Mr. Todd
Mr. Degrauw	Mr. Morrell	Mr. Wait
Mr. Drake	Mr. Morris	Mr. Ward
Mr. Dusenbury	Mr. Myers	Mr. West
Mr. Dyer	Mr. Myrick	Mr. Wheeler
Mr. Ellithorp	Mr. Nichols	Mr. Whipple
Mr. Emmons	Mr. Orr	Mr. Willes
Mr. Enos	Mr. Osborne	Mr. Williams
Mr. Fleming	Mr. Palmer	Mr. Winfield
Mr. Gardner	Mr. A. J. Parker	Mr. Wood
Mr. Germond	Mr. I. S. Parker	Mr. Wright
Mr. Gordon	Mr. J. H. Parker	Mr. Yates
Mr. Grinnell	Mr. Parkhurst	Mr. Young
Mr. Grover	Mr. Patterson	

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Those who voted in the negative are

Mr. Crosby

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendment to the said bill, and amended the same accordingly.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act authorising John A. Seaverson, Philip Seaverson and Richard V. V. Waldron to erect a dam across the Susquehannah river;" the engrossed bill entitled "An act extending the time of payment of certain moneys due from the county of Broome," and the engrossed bill entitled "An act authorising the sale of the parsonage house and farm of land belonging to the Presbyterian church in the town of Poundridge in the county of Westchester," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act authorising John A. Seaverson, Philip Seaverson and Richard V. V. Waldron to erect a dam across the Susquehannah river," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act extending the time for the payment of certain moneys due from the county of Broome," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act authorising the sale of

the parsonage house and farm of land belonging to the Presbyterian church in the town of Poundridge in the county of Westchester," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the Ithaca and Port Renwick rail-road company," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

Mr. Phelps gave notice that he would, on some future day, ask leave to introduce a bill, to amend article second of title eighth of the twentieth chapter of the first part of the Revised Statutes.

The House then proceeded to the consideration of the amendments of the Senate to the bill entitled "An act authorising the commissioners of school money in the city and county of New-York to use a part of the special school tax money raised in said city and county, to pay their expenses."

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bull, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

## THURSDAY, MARCH 13, 1834.

The House met pursuant to adjournment.

Two several memorials of sundry inhabitants of the county of Genesee, relative to an amendment of the law regulating elections, were read, and referred to the committee on privileges and elections.

The petition of Ira Davenport of the county of Steuben, praying for the incorporation of a company, by the name and style of the Canisteo Navigation Company, was read, and referred to the committee on canals and internal improvements.

The memorial of sundry coopers of the city of New-York,

against the employment of convicts in mechanical business in the Mount-Pleasant State Prison, was read, and referred to the select committee on that subject, of which Mr. Humphrey is chairman.

The petition of sundry inhabitants of the county of Delaware, praying for the construction of a McAdam road from the Chenango valley to the Hudson river, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Ulster, praying for the passage of an act authorising the board of supervisors of said county to raise money by tax, to build a bridge across the Walkill, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Westchester, praying for the incorporation of a company for the apprehension of horse thieves, was read, and referred to a select committee, consisting of Mr. Anderson, Mr. Hasbrouck and Mr. Nichols.

Two several petitions of sundry inhabitants of the county of Erie, praying for the repeal of the law subjecting certain debts due non-residents, to taxation, with a remonstrance against the same, were read, and referred to the committee on ways and means.

The remonstrance of sundry inhabitants of the county of Ulster, against the passage of an act authorising the supervisors of the county of Ulster to raise money by tax, to build a bridge over the Rondout creek at Rosendale, was read, and committed to the committee of the whole when on the bill to which it relates.

Two several petitions of sundry inhabitants of the counties of Sullivan and Ulster, praying for the incorporation of a company to construct a turnpike road from Port Benjamin to the Ulster and Orange branch turnpike, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Two several remonstrances of sundry inhabitants of the county of Sullivan, against the repeal of the law abolishing imprisonment for debt, were read, and committed to the committee of the whole when on the bill to which they relate.

The petition of sundry inhabitants of the county of Seneca, praying for the repeal of the law which exempts church property and the property of clergymen from taxation, was read, and referred to the committee on ways and means.

The remonstrance of Philip Church of the county of Allegany, against the discontinuance of the Bath and Lake Erie turnpike road, and for other purposes, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Onondaga, praying for the passage of an act authorising the appointment of commissioners to locate a road from Skaneateles to Camillus, was read, and committed to the committee of the whole when on the bill upon that subject.

Mr. McKnight, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to amend the act entitled 'An act to incorporate the village of Sherburne,'" the bill entitled "An act to enlarge the boundaries of the village of Salem in the county of Washington, and to amend the act entitled 'An act to vest certain powers in the freeholders and inhabitants of the village of Salem in the county of Washington,' passed April 4th, 1803;" the bill entitled "An act to exempt certain persons therein mentioned, from the performance of military duty;" the bill entitled "An act to alter the name of the town of Port-Bay in the county of Wayne;" the bill entitled "An act for the relief of the First Congregational society of Riga in the county of Monroe;" the bill entitled "An act to incorporate the Clyde high school;" the bill entitled "An act concerning the proof of wills;" the bill entitled "An act relative to roads and bridges in the town of Saratoga-Springs in the county of Saratoga;" the bill entitled "An act to amend the charter of the Albany female seminary," and the bill entitled "An act to discontinue the west ten miles of the Bath and Lake Erie turnpike."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to amend the act entitled 'An act to incorporate the village of Sherburne,'" be referred to a select committee, consisting of Mr. Haight, Mr. Wheeler and Mr. Anderson; that the bill entitled "An act to enlarge the boundaries of the village of Salem in the county of Washington, and to amend the act entitled 'An act to vest certain powers in the freeholders and inhabitants of the village of Salem in the county of Washington,' passed April 4th, 1803," be referred to a select committee, consisting of Mr. Haight, Mr. Wheeler and Mr. Anderson; that the bill entitled "An act to exempt certain persons therein mentioned, from the performance of military duty," be referred to a select committee, consisting of Mr. Haight, Mr. Enos and Mr. Anderson; that the bill entitled "An act to alter the name of the town of Port-Bay in the county of Wayne," be referred to a select committee, consisting of Mr. Hone, Mr. Sumner and Mr. Mitchell; that the bill entitled "An act for the relief of the First Congregational society of Riga in the county of Monroe," be referred to a select committee, consisting of Mr. Hone, Mr. Sumner and Mr. Mitchell; that the bill entitled "An act to incorporate the Clyde high school," be referred to a select committee, consisting of Mr. Hone, Mr. Sumner and Mr. Mitchell; that the bill entitled "An act concerning the proof of wills," be referred to a select committee, consisting of Mr. Beardslee, Mr. Conklin and Mr. Snyder; that the bill entitled "An act relative to roads and bridges in the town of Saratoga-Springs in the county of Saratoga," be referred to a select committee, con-

sisting of Mr. Beardslee, Mr. Conklin and Mr. Snyder; that the bill entitled "An act to amend the charter of the Albany female seminary," be referred to a select committee, consisting of Mr. Beardslee, Mr. Conklin and Mr. Snyder; and that the bill entitled "An act to discontinue the west ten miles of the Bath and Lake Erie turnpike," be referred to a select committee, consisting of Mr. Snyder, Mr. Cuykendall and Mr. Campbell, to be by the said committees severally reported complete.

Mr. Beardslee, from the committee on colleges, academies and common schools, to which was referred the petition of the trustees of school district number three in the town of Chenango in the county of Broome, praying for authority to sell their school lot, reported a bill, entitled "An act to authorise the trustees of school district number three in the town of Chenango in the county of Broome, to sell and convey their school lot;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act relative to the collection of taxes on personal property," reported, that the committee had examined the said bill, and prepared amendments thereto, with which they recommend that the same be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.

Mr. I. S. Parker, from the committee on trade and manufactures, to which was referred the petition of sundry inhabitants of the city and county of New-York, praying for the appointment of an additional inspector of sole leather, reported a bill, entitled "An act to create an additional inspector of sole leather in the city of New-York;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Mitchell, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the bill entitled "An act for the survey of a road from Whitehall in the county of Washington, to Port Henry in the county of Essex," reported, that the committee had examined the said bill, prepared amendments thereto, and recommend that the same be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.

Mr. Robertson, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act granting further powers to the Dutchess turnpike company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same, and recommend that the said amendments be engrossed, and the bill ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Robertson, from the select committee to which was referred

the bill entitled "An act to incorporate the Petersburg, Grafton and Brunswick turnpike company," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. J. H. Parker, from the select committee to which was referred the bill entitled "An act respecting the salt springs in the county of Onondaga, and regulating the manufacture of salt therein," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Anderson, from the select committee to which was referred the petition of the trustees of public lands in the town of Rye in the county of Westchester, reported; and asked leave to introduce a bill.

[*See Document No. 309.*]

*Ordered*, That leave be given to bring in such bill.

Mr. Anderson, according to leave, brought in the said bill, entitled "An act to amend an act entitled 'An act for the relief of the town of Rye;'" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A communication from the Commissioners of the Land-Office, was received and read, in the words following, to wit:

The Commissioners of the Land-Office, to whom was referred the petition of sundry owners of lots in the village of Lewiston, praying for a resurvey of the plot of that village, for the better identifying the boundaries of lots, respectfully report:

[*See Document No. 308.*]

*Ordered*, That the said report be referred to the committee on the judiciary.

A copy of a resolution of the Senate was received and read, informing that they have concurred with this House in its resolution of the eleventh instant, appointing a committee of conference on the amendment which is the subject of disagreement between the two houses, to the bill entitled "An act to authorise the supervisors of the counties of Lewis and Orleans to raise the bounty for the destruction of wolves;" and that Mr. Seger, Mr. Tracy and Mr. Livingston, are of the said committee on the part of the Senate.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to alter the time of holding the February term of the court of common pleas and general sessions in the county of Greene;" the engrossed bill entitled "An act to authorise the building of a school-house in the village of Lewiston;" the engrossed bill entitled "An act for the relief of school district number three in the town of

Gates in the county of Monroe;" the engrossed bill entitled "An act extending the time for the collection of taxes in the town of Brooklyn, county of Kings;" the engrossed bill entitled "An act to amend article second of title second of chapter thirteenth of the first part of the Revised Statutes, entitled 'Of the manner in which assessments are to be made, and the duties of the assessors;'" the engrossed bill entitled "An act to remove certain restrictions contained in a grant of land from the people of this State, to Abraham Varick;" and the engrossed bill entitled "An act to incorporate the Mayville academy," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to alter the time of holding the February term of the court of common pleas and general sessions in the county of Greene," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to authorise the building of a school-house in the village of Lewiston," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act for the relief of school district number three in the town of Gates in the county of Monroe," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act extending the time for the collection of taxes in the town of Brooklyn, county of Kings," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to amend article second of title second of chapter thirteenth of the first part of the Revised Statutes, entitled 'Of the manner in which assessments are to be made, and the duties of the assessors,'" was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to remove certain restrictions contained in a grant of land from the people of this State, to Abraham Varick," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 99 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson  
Mr. Archibald  
Mr. Bagley  
Mr. Barnes  
Mr. Bartle

Mr. Grinnell  
Mr. Grover  
Mr. Guinnip  
Mr. Haight  
Mr. Hall

Mr. I. S. Parker  
Mr. J. H. Parker  
Mr. Parkhurst  
Mr. Patterson  
Mr. Ringgold



Mr. Bockoven	Mr. Harris	Mr. Robertson
Mr. Bogardus	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Bostwick	Mr. Healy	Mr. Sears
Mr. Bowne	Mr. Herttell	Mr. Shays
Mr. Brasher	Mr. Hone	Mr. Snyder
Mr. Brown	Mr. Hough	Mr. Speaker
Mr. Bull	Mr. Humphrey	Mr. Staats
Mr. Butrick	Mr. Hunt	Mr. Stafford
Mr. Cargill	Mr. Jackson	Mr. Stevenson
Mr. Cash	Mr. Johnson	Mr. Stone
Mr. Chamberlin	Mr. Kernan	Mr. Strong
Mr. Clark	Mr. Le Fever	Mr. Sumner
Mr. Clary	Mr. Lewis	Mr. Temple
Mr. Coe	Mr. Livingston	Mr. Terry
Mr. Collin	Mr. Mabbett	Mr. Thomson
Mr. Crosby	Mr. Marvin	Mr. Titus
Mr. Culver	Mr. M'Keon	Mr. Todd
Mr. Cuykendall	Mr. M'Knight	Mr. Wait
Mr. Degrau	Mr. Mitchell	Mr. Ward
Mr. Dusenbury	Mr. Morrell	Mr. West
Mr. Ellithorp	Mr. Morris	Mr. Wheeler
Mr. Emmons	Mr. Myers	Mr. Whipple
Mr. Enos	Mr. Myrick	Mr. Willes
Mr. Fleming	Mr. Nichols	Mr. Williams
Mr. Fowler	Mr. Orr	Mr. Wood
Mr. Gardner	Mr. Osborne	Mr. Wright
Mr. Germond	Mr. Palmer	Mr. Yates
Mr. Gordon	Mr. A. J. Parker	Mr. Young

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The said engrossed bill, entitled "An act to incorporate the Mayville academy," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 99 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Archibald	Mr. Grinnell	Mr. J. H. Parker
Mr. Bagley	Mr. Grover	Mr. Parkhurst
Mr. Barnes	Mr. Guinnip	Mr. Patterson
Mr. Beardslee	Mr. Haight	Mr. Phelps
Mr. Bockoven	Mr. Hall	Mr. Ringgold
Mr. Bogardus	Mr. Harris	Mr. Robertson
Mr. Bostwick	Mr. Healy	Mr. J. P. Robinson
Mr. Bowne	Mr. Herttell	Mr. Sears
Mr. Brasher	Mr. Hone	Mr. Shays
Mr. Brown	Mr. Hough	Mr. Smith

Mr. Bull	Mr. Humphrey	Mr. Snyder
Mr. Butrick	Mr. Hunt	Mr. Speaker
Mr. Cargill	Mr. Jackson	Mr. Staats
Mr. Cash	Mr. Johnson	Mr. Stafford
Mr. Clark	Mr. Kernan	Mr. Stone
Mr. Clary	Mr. Le Fever	Mr. Sumner
Mr. Coe	Mr. Lewis	Mr. Temple
Mr. Conklin	Mr. Livingston	Mr. Terry
Mr. Collin	Mr. Mabbett	Mr. Thomson
Mr. Crosby	Mr. Marvin	Mr. Titus
Mr. Culver	Mr. M'Keon	Mr. Todd
Mr. Cuykendall	Mr. M'Knight	Mr. Wait
Mr. Dana	Mr. Mersereau	Mr. Ward
Mr. Degrauw	Mr. Mitchell	Mr. West
Mr. Dusenbury	Mr. Morrell	Mr. Wheeler
Mr. Ellithorp	Mr. Morris	Mr. Whipple
Mr. Emmons	Mr. Myers	Mr. Willes
Mr. Enos	Mr. Myrick	Mr. Williams
Mr. Fleming	Mr. Nichols	Mr. Winfield
Mr. Fowler	Mr. Orr	Mr. Wood
Mr. Gardner	Mr. Osborne	Mr. Wright
Mr. Germond	Mr. Palmer	Mr. Yates
Mr. Gordon	Mr. I. S. Parker	Mr. Young

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act granting further powers to the Dutchess turnpike company," with the engrossed amendment, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 100 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Archibald	Mr. Gufnnip	Mr. J. H. Parker
Mr. Bagley	Mr. Haight	Mr. Parkhurst
Mr. Bartle	Mr. Hall	Mr. Patterson
Mr. Bockoven	Mr. Harris	Mr. Phelps
Mr. Bogardus	Mr. Hasbrouck	Mr. Ringgold
Mr. Bostwick	Mr. Healy	Mr. Robertson
Mr. Bowne	Mr. Herttell	Mr. J. P. Robinson
Mr. Brasher	Mr. Hone	Mr. Sears
Mr. Brown	Mr. Hough	Mr. Shays
Mr. Bull	Mr. Humphrey	Mr. Smith
Mr. Butrick	Mr. Hunt	Mr. Snyder
Mr. Cargill	Mr. Jackson	Mr. Speaker

Mr. Cash	Mr. Johnson	Mr. Staats
Mr. Chamberlin	Mr. Kernan	Mr. Stafford
Mr. Clark	Mr. Le Fever	Mr. Stone
Mr. Clary	Mr. Lewis	Mr. Strong
Mr. Coe	Mr. Livingston	Mr. Temple
Mr. Conklin	Mr. Mabbett	Mr. Terry
Mr. Collin	Mr. Marvin	Mr. Thomson
Mr. Culver	Mr. M'Keon	Mr. Titus
Mr. Cuykendall	Mr. M'Knight	Mr. Todd
Mr. Dana	Mr. Mersereau	Mr. Wait
Mr. Degrauw	Mr. Mitchell	Mr. Ward
Mr. Dusenbury	Mr. Morrell	Mr. West
Mr. Ellithorp	Mr. Morris	Mr. Wheeler
Mr. Emmons	Mr. Myers	Mr. Whipple
Mr. Enos	Mr. Myrick	Mr. Willes
Mr. Fleming	Mr. Nichols	Mr. Williams
Mr. Fowler	Mr. Orr	Mr. Winfield
Mr. Gardner	Mr. Osborne	Mr. Wood
Mr. Germond	Mr. Palmer	Mr. Wright
Mr. Gordon	Mr. A. J. Parker	Mr. Yates
Mr. Grinnell	Mr. I. S. Parker	Mr. Young
Mr. Grover		

100

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendment therewith delivered.

In pursuance of previous notice, Mr. Phelps asked for and obtained leave to bring in a bill, entitled "An act to amend article second of title eighth of the twentieth chapter of the first part of the Revised Statutes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That Mr. Ruggles have leave of absence for ten days.

*Ordered*, That the committee on trade and manufactures be discharged from the further consideration of the memorial of Jesse Torrey junior, relative to ventilating and warming the Assembly chamber, and that the same be referred to the committee on medical subjects.

On motion of Mr. Humphrey,

*Resolved*, That the superintendent of the State Prison at Sing-Sing, be directed to ascertain from the contractors or their agents, if practicable, the amount of pay received by each person employed as an agent to superintend the work of convicts in the prison, and also the place of residence of each agent immediately previous to his being employed in the prison, and the time when he became a resident of Sing-Sing; and that he report the information he may receive, to this House, without unnecessary delay; and that the Clerk send a copy of this resolution to the said superintendent.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank;" and after some

time spent thereon, Mr. Speaker resumed the chair, and Mr. Bull, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

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## FRIDAY, MARCH 14, 1834. .

The House met pursuant to adjournment.

The petition of the elders and trustees of the Associate Reformed Congregation of Union of New-Shawangunk, praying for authority to change their name, and for other purposes, was read, and referred to the committee on the incorporation of charitable and religious societies.

The petition of sundry inhabitants of the counties of Steuben and Allegany, praying for the appointment of commissioners to locate and lay out a road from the village of Hammondsport in the county of Steuben, to the village of Angelica in the county of Allegany, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Two several petitions of sundry inhabitants of the counties of Queens and Schoharie, praying for an amendment of the law regulating elections, were read, and referred to the committee on privileges and elections.

Two several memorials of sundry inhabitants of the counties of Albany and Wayne, on the subject of the present system of State prison labor, were read, and referred to the select committee on that subject, of which Mr. Humphrey is chairman.

The petition of sundry inhabitants of the town of Florence in the county of Oneida, praying for the passage of an act authorising a tax to be levied in said town, to pay a bounty for the destruction of bears, was read, and referred to a select committee, consisting of Mr. I. S. Parker, Mr. Strong and Mr. Bartle.

The petition of sundry inhabitants of the county of Genesee, praying for the repeal or amendment of the law subjecting certain debts due non-residents, to taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the counties of Cayuga and Seneca, praying that a law may be passed, to prevent the killing of ducks in the Cayuga lake and outlet, was read, and referred to a select committee, consisting of the members attending this House from the counties of Cayuga and Seneca.

The memorial of sundry inhabitants of the county of Saratoga, against the increase of banking capital in this State under the pre-

sent system, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of sundry inhabitants of the city of New-York, praying for the repeal of the law which exempts church property and the property of priests from taxation, was read, and referred to the committee on ways and means.

The petition of the chiefs of the Stockbridge Indians, praying for the passage of an act authorising the payment of the principal and interest due them from the State, was read, and referred to the committee on Indian affairs.

Mr. Anderson, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to incorporate the Poughkeepsie female seminary;" the bill entitled "An act to incorporate the East creek turnpike company;" the bill entitled "An act to lay out a public highway through an orchard in the town of Yorktown, county of Westchester;" the bill entitled "An act to incorporate the Medina and Darien rail-road company;" the bill entitled "An act to amend the act concerning escheats;" the bill entitled "An act to amend an act entitled 'An act to incorporate the Philipstown turnpike company in the county of Putnam,' passed April 14th, 1815;" the bill entitled "An act to incorporate the Plattekill turnpike road company;" the bill entitled "An act to incorporate the village of Alexander in the county of Genesee;" the bill entitled "An act to amend part first, chapter sixteenth, title first, article fourth of the Revised Statutes, and in addition thereto;" and the bill entitled "An act to incorporate the village of Laurens in the county of Otsego."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to incorporate the Poughkeepsie female seminary," and the bill entitled "An act to incorporate the East creek turnpike company," be referred to a select committee, consisting of Mr. Jackson, Mr. Mitchell and Mr. Todd; that the bill entitled "An act to lay out a public highway through an orchard in the town of Yorktown, county of Westchester," be referred to a select committee, consisting of Mr. Jackson, Mr. Mitchell and Mr. Crosby; that the bill entitled "An act to incorporate the Medina and Darien rail-road company," the bill entitled "An act to amend the act concerning escheats," and the bill entitled "An act to amend an act entitled 'An act to incorporate the Philipstown turnpike company in the county of Putnam,' passed April 14th, 1815," be referred to a select committee, consisting of Mr. Bowne, Mr. Clary and Mr. Titus; that the bill entitled "An act to incorporate the Plattekill turnpike road company," the bill entitled "An act to in-

corporate the village of Alexander in the county of Genesee," and the bill entitled "An act to amend part first, chapter sixteenth, title first, article fourth of the Revised Statutes, and in addition thereto," be referred to a select committee, consisting of Mr. McKeon, Mr. Nichols and Mr. Marvin; and that the bill entitled "An act to incorporate the village of Laurens in the county of Otsego," be referred to a select committee, consisting of Mr. Spafard, Mr. Marvin and Mr. Bartle, to be by the said committees severally reported complete.

Mr. Bull, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the village of Angelica, praying for the incorporation of said village, reported a bill, entitled "An act to incorporate the village of Angelica;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the petition of the trustees of the village of Syracuse, praying for an amendment of the charter of said village, reported a bill, entitled "An act to amend the act entitled 'An act to incorporate the village of Syracuse,' and the act amending the same;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of Genesee and Livingston, praying for the passage of an act authorising a certain sum of money to be raised by tax on said counties; for the building of a bridge across the Genesee river at St. Helena, reported, that the committee are of the opinion that the prayer of the petition ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Herttell, from the select committee on so much of the Governor's message as relates to the deaf, dumb and blind, to which was referred the petition of the directors of the Central Asylum for the instruction of the deaf and dumb in Canajoharie, praying pecuniary relief, reported a bill, entitled "An act in aid of the Central Asylum for the deaf and dumb;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Anderson, from the select committee to which was referred the petition of Isaac Requa and his associates of the county of Westchester, reported; and asked leave to introduce a bill.

[See Document No. 310.]

*Ordered*, That leave be given to bring in such bill.

Mr. Anderson, according to leave, brought in the said bill, entitled

"An act to incorporate the Tarrytown mutual association for the suppression of horse stealing;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house. •

Mr. Hone, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to alter the name of the town of Port-Bay in the county of Wayne," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Hone, from the select committee to which was referred the bill entitled "An act to incorporate the Clyde high school," and the bill entitled "An act for the relief of the First Congregational society of Riga in the county of Monroe," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered*, That the bills be engrossed.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act authorising the commissioners of school money in the city and county of New-York to use a part of the special school tax money raised in said city and county, to pay their expenses."

Also the bill entitled "An act to incorporate the Hibernian benevolent society of the city of Utica."

W. L. MARCY.

*Albany, March 14, 1834.*

The engrossed bill from the Senate, entitled "An act to provide for the erection of a new court-house in the county of Cayuga," with the engrossed amendments, was read the third time.

*Resolved*, That the bill and amendments do pass.

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

The engrossed bill from the Senate, entitled "An act to alter the name of the town of Port-Bay in the county of Wayne," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An

act to incorporate the city of Brooklyn," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 106 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. Palmer
Mr. Anthony	Mr. Germond	Mr. A. J. Parker
Mr. Archibald	Mr. Gordon	Mr. I. S. Parker
Mr. Arnold	Mr. Grinnell	Mr. J. H. Parker
Mr. Bagley	Mr. Grover	Mr. Parkhurst
Mr. Bartle	Mr. Haight	Mr. Patterson
Mr. Beardslee	Mr. Hall	Mr. Phelps
Mr. Bockoven	Mr. Harris	Mr. Ringgold
Mr. Bogardus	Mr. Hasbrouck	Mr. Robertson
Mr. Bostwick	Mr. Healy	Mr. J. P. Robinson
Mr. Bowne	Mr. Herttell	Mr. Sears
Mr. Brasher	Mr. Hone	Mr. Shays
Mr. Brown	Mr. Hough	Mr. Smith
Mr. Bull	Mr. Humphrey	Mr. Snyder
Mr. Butrick	Mr. Hunt	Mr. Speaker
Mr. Campbell	Mr. Jackson	Mr. Staats
Mr. Cash	Mr. Johnson	Mr. Stafford
Mr. Chamberlin	Mr. Jones	Mr. Stone
Mr. Clark	Mr. Kernan	Mr. Strong
Mr. Clary	Mr. Le Fever	Mr. Sumner
Mr. Coe	Mr. Lewis	Mr. Temple
Mr. Conklin	Mr. Livingston	Mr. Terry
Mr. Collin	Mr. Mabbett	Mr. Thomson
Mr. Crosby	Mr. Marvin	Mr. Todd
Mr. Cuykendall	Mr. M'Keon	Mr. Wait
Mr. Dana	Mr. M'Knight	Mr. Ward
Mr. Degrauw	Mr. Mersereau	Mr. Wheeler
Mr. Drake	Mr. Mitchell	Mr. Whipple
Mr. Dusenbury	Mr. Morrell	Mr. Willes
Mr. Dyer	Mr. Morris	Mr. Williams
Mr. Ellithorp	Mr. Myers	Mr. Winfield
Mr. Emmons	Mr. Myrick	Mr. Wood
Mr. Enos	Mr. Nichols	Mr. Wright
Mr. Fleming	Mr. Orr	Mr. Yates
Mr. Fowler	Mr. Osborne	Mr. Young
Mr. Fox		



Those who voted in the negative are

Mr. Titus

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the Petersburg, Grafton and Brunswick turnpike company;" and the engrossed bill entitled "An act respecting the salt springs in the county of Onondaga, and regulating the manufacture of salt therein;" and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to incorporate the Petersburg, Grafton and Brunswick turnpike company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 100 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. Orr
Mr. Anthony	Mr. Germond	Mr. Osborne
Mr. Archibald	Mr. Gordon	Mr. Palmer
Mr. Arnold	Mr. Grinnell	Mr. A. J. Parker
Mr. Barnes	Mr. Grover	Mr. I. S. Parker
Mr. Bartle	Mr. Haight	Mr. Parkhurst
Mr. Beardslee	Mr. Hall	Mr. Patterson
Mr. Bogardus	Mr. Harris	Mr. Phelps
Mr. Bostwick	Mr. Hasbrouck	Mr. Ringgold
Mr. Bowne	Mr. Healy	Mr. Robertson
Mr. Brown	Mr. Herttell	Mr. J. P. Robinson
Mr. Bull	Mr. Hone	Mr. Sears
Mr. Butrick	Mr. Hough	Mr. Shays
Mr. Campbell	Mr. Humphrey	Mr. Smith
Mr. Cargill	Mr. Hunt	Mr. Snyder
Mr. Cash	Mr. Jackson	Mr. Spafard
Mr. Chamberlin	Mr. Johnson	Mr. Staats
Mr. Clary	Mr. Jones	Mr. Stafford
Mr. C��e	Mr. Kernan	Mr. Stone
Mr. Conklin	Mr. Le Fever	Mr. Strong
Mr. Collin	Mr. Lewis	Mr. Sumner
Mr. Crosby	Mr. Livingston	Mr. Temple
Mr. Cuykendall	Mr. Mabbett	Mr. Terry
Mr. Dana	Mr. Marvin	Mr. Thomson

Mr. Degrauw	Mr. M'Keon	Mr. Titus
Mr. Drake	Mr. M'Knight	Mr. Todd
Mr. Dusenbury	Mr. Mersereau	Mr. Wait
Mr. Dyer	Mr. Mitchell	Mr. Wheeler
Mr. Ellithorp	Mr. Morrell	Mr. Whipple
Mr. Emmons	Mr. Morris	Mr. Willes
Mr. Enos	Mr. Myers	Mr. Winfield
Mr. Fleming	Mr. Myrick	Mr. Wood
Mr. Fowler	Mr. Nichols	Mr. Wright
Mr. Fox		

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The said engrossed bill, entitled "An act respecting the salt springs in the county of Onondaga, and regulating the manufacture of salt therein," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

*Ordered*, That Mr. West have leave of absence for six days, and Mr. Wood for two weeks.

In pursuance of previous notice, Mr. Chamberlin asked for and obtained leave to bring in a bill, entitled "An act to amend the charter of the Bainbridge central bridge company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

On motion of Mr. Jackson,

*Resolved*, That the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, be discharged from the further consideration of the petition of the president and directors of the Newtown and Bushwick Road Turnpike Company, and that the petitioners have leave to withdraw their petition.

*Ordered*, That the committee of the whole be discharged from the further consideration of the remonstrance respecting the west ten miles of the Bath and Lake Erie turnpike, and that it be referred to the select committee who have that subject in charge.

On motion of Mr. Smith,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill to incorporate the Long Island Rail-Road Company, and that the same be referred to the members attending this House from the counties of Suffolk, Queens and Kings, to report complete.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bull, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

SATURDAY, MARCH 15, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the counties of Wayne, Seneca, Ontario and Monroe, praying for the incorporation of a company to construct a rail-road from Auburn to Rochester, was read, and referred to the committee on rail-roads.

Two several petitions of sundry inhabitants of the counties of Orange and Sullivan, praying the aid of the State in the construction of the New-York and Erie rail-road, were read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Delaware, praying for the construction of a rail-road from the Chenango valley to the Hudson river, was read, and referred to the committee on rail-roads.

The petition of Jacob Murphy and Peter Murphy of the county of Schoharie, praying for the passage of an act authorising them to repair a dam across the Schoharie creek in said county, was read, and referred to a select committee, consisting of Mr. Orr, Mr. Hough and Mr. Beardslee.

The petition of sundry inhabitants of the counties of Seneca and Cayuga, praying for the passage of an act authorising the supervisors of said counties to raise money by tax, to maintain a bridge across the Seneca river, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of William Buel, praying for the passage of an act authorising the Commissioners of the Canal Fund to audit and allow certain expenses incurred by the petitioner in constructing a race around the locks at Lockport, was read, and referred to the Commissioners of the Canal Fund.

The petition of sundry inhabitants of the county of Montgomery, praying for the repeal of the law authorising the laying out of a road from Bennett's corners to Fort-Plain, was read, and committed to the committee of the whole when on the bill to which it relates.

Two several petitions of sundry inhabitants of the county of Genesee, praying for the repeal of the law subjecting certain debts due non-residents, to taxation, were read, and referred to the committee on ways and means.

The petition of sundry inhabitants of the counties of Monroe and Allegany, praying for the survey of a canal from Rochester to Olean, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Onondaga, praying for the repeal of the law abolishing imprisonment for debt, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of the trustees of the village of Potsdam in the

county of St. Lawrence, praying for an amendment of the act incorporating said village, relative to highways, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The remonstrance of sundry members of the bar of the city of Albany, against the removal of the Court of Errors from the city of Albany, was read, and committed to the committee of the whole when on the bill upon that subject.

Mr. Barnes, from the committee on trade and manufactures, to which was referred the petition of the Skaneateles Manufacturing Company, praying for an extension of the corporate powers of the said company, reported a bill, entitled "An act to extend the corporate powers of the Skaneateles manufacturing company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Cargill, from the committee on the incorporation of charitable and religious societies, to which was referred the petition of the trustees of the Associate Reformed Congregation of Union Church at New-Shawangunk, praying for authority to change their name, reported a bill, entitled "An act to change the name of the Associate Reformed Congregation of Union church at New-Shawangunk, and for other purposes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Phelps, from the committee on the judiciary, to which was referred the memorial of William W. McLouth and Calvin Osgood, late trustees of school district number eleven in the town of Farmington in the county of Ontario, reported; and asked leave to introduce a bill.

[See Document No. 314.]

*Ordered*, That leave be given to bring in such bill.

Mr. Phelps, according to leave, brought in the said bill, entitled "An act to provide for the payment of the costs of lawsuits and judgments for costs against the late trustees of school district number eleven in the town of Farmington in the county of Ontario;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of William Gilliland of the county of Clinton, praying for the repayment to him of certain costs in an ejectment suit against Phineas Collver, reported, that in the opinion of the committee, the prayer of the petitioner ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Mabbett, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants

of the counties of Sullivan and Ulster, praying for the incorporation of a company to construct a turnpike road from Port Benjamin to Liberty, reported a bill, entitled "An act to incorporate the Port Benjamin turnpike company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Hough, from the committee on trade and manufactures, to which was referred the petition of sundry inhabitants of the county of Onondaga, praying for an alteration of section one hundred and fifty-ninth of article ninth, title second, chapter seventeenth of the first part of the Revised Statutes, regulating the inspection of sole leather, reported a bill, entitled "An act to amend section one hundred and fifty-ninth of article ninth, title second, chapter seventeenth of the first part of the Revised Statutes, so as to extend the benefit of said article ninth so far as relates to the inspection of sole leather to the county of Onondaga;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Anthony, from the select committee to which was referred the petition of the supervisors of Dutchess county, praying for the passage of a law authorising them to sell or lease the present court-house, and to erect a new one, and also the remonstrances against the same, and praying a law may be passed authorising repairs to the present court-house, reported; and asked leave to introduce a bill.

[See Document No. 325.]

*Ordered*, That leave be given to bring in such bill.

Mr. Anthony, according to leave, brought in the said bill, entitled "An act authorising the supervisors of the county of Dutchess to raise money to repair the court-house and jail of said county;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Clary, from the select committee to which was referred the petition of sundry inhabitants of the county of Erie, praying for a law authorising the supervisors of said county to raise money by tax, to improve a road leading from Abbott's corners in the town of Hamburg, to the southerly bounds of the city of Buffalo, reported; and asked leave to introduce a bill.

[See Document No. 313.]

*Ordered*, That leave be given to bring in such bill.

Mr. Clary, according to leave, brought in the said bill, entitled "An act to raise money by tax, to improve a road in the county of Erie;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Herttell, from the joint committee of the Senate and Assembly, to which was referred the memorials from several counties in this State, on the subject of an agricultural school, reported:

[See Document No. 311.]

*Ordered*, That the said report be committed to a committee of the whole house.

Mr. Jackson, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Poughkeepsie female seminary," reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same, and recommend that the said amendment be ordered to be engrossed, and the bill ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Bowne, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to amend the act concerning escheats," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Beardslee, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act concerning the proof of wills," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Beardslee, from the select committee to which was referred the bill entitled "An act to amend the charter of the Albany female seminary," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Beardslee, from the select committee to which was referred the bill entitled "An act relative to roads and bridges in Saratoga-Springs in Saratoga," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Snyder, from the select committee to which was referred the bill entitled "An act to discontinue the west ten miles of the Bath and Lake Erie turnpike," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to authorise the supervisors of the county of Allegany to raise money to build a bridge over the Genesee river," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Jackson, from the select committee to which was referred the bill entitled "An act to incorporate the East creek turnpike company," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Jackson, from the select committee to which was referred the bill entitled "An act to lay out a public highway through an orchard in the town of Yorktown, county of Westchester," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Bowne, from the select committee to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the Philipstown turnpike company in the county of Putnam,' passed April 14th, 1815," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Spafard, from the select committee to which was referred the bill entitled "An act regulating the admeasurement and inspection of wood and bark," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Marvin, from the select committee to which was referred the bill entitled "An act to amend part first, chapter sixteenth, title first, article fourth of the Revised Statutes, and in addition thereto," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Spafard, from the select committee to which was referred the bill entitled "An act to incorporate the village of Laurens in the county of Otsego," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Bowne, from the select committee to which was referred the bill entitled "An act to incorporate the Medina and Darien rail-road company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Marvin, from the select committee to which was referred the bill entitled "An act to incorporate the Saratoga and Washington rail-road company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Smith, from the select committee to which was referred the bill entitled "An act to incorporate the Long Island rail-road company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Marvin, from the select committee to which was referred the bill entitled "An act to incorporate the village of Alexander in the county of Genesee," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act for the relief of the First Congregational society of Riga in the county of Monroe," and the engrossed bill entitled "An act to incorporate the Clyde high school," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act for the relief of the First Congregational society of Riga in the county of Monroe," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. Parkhurst
Mr. Anthony	Mr. Gordon	Mr. Patterson
Mr. Archibald	Mr. Grover	Mr. Phelps
Mr. Arnold	Mr. Haight	Mr. Robertson
Mr. Bagley	Mr. Hall	Mr. J. P. Robinson
Mr. Bartle	Mr. Harris	Mr. Sears
Mr. Beardslee	Mr. Hasbrouck	Mr. Shays
Mr. Bogardus	Mr. Healy	Mr. Smith
Mr. Bestwick	Mr. Hone	Mr. Snyder
Mr. Brasher	Mr. Hough	Mr. Spafard
Mr. Brown	Mr. Humphrey	Mr. Speaker
Mr. Bull	Mr. Hunt	Mr. Staats



Mr. Butrick	Mr. Jackson	Mr. Stafford
Mr. Campbell	Mr. Johnson	Mr. Stevenson
Mr. Cargill	Mr. Kernan	Mr. Stone
Mr. Cash	Mr. Le Fever	Mr. Strong
Mr. Chamberlin	Mr. Lewis	Mr. Sumner
Mr. Clark	Mr. Livingston	Mr. Temple
Mr. Coe	Mr. Mabbett	Mr. Terry
Mr. Conklin	Mr. Marvin	Mr. Thomson
Mr. Collin	Mr. M'Keon	Mr. Todd
Mr. Crosby	Mr. M'Knight	Mr. Tompkins
Mr. Cuykendall	Mr. Mersereau	Mr. Wait
Mr. Dana	Mr. Mitchell	Mr. Ward
Mr. Degrauw	Mr. Morrell	Mr. Wheeler
Mr. Drake	Mr. Myrick	Mr. Whipple
Mr. Dusenbury	Mr. Nichols	Mr. Willes
Mr. Dyer	Mr. Orr	Mr. Wood
Mr. Emmons	Mr. Osborne	Mr. Wright
Mr. Enos	Mr. Palmer	Mr. Younglove
Mr. Fleming	Mr. J. H. Parker	Mr. Young

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The said engrossed bill, entitled "An act to incorporate the Clyde high school," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 92 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Guinnip	Mr. Parkhurst
Mr. Anthony	Mr. Haight	Mr. Patterson
Mr. Archibald	Mr. Hall	Mr. Phelps
Mr. Arnold	Mr. Harris	Mr. Robertson
Mr. Bagley	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Barnes	Mr. Healy	Mr. Sears
Mr. Bartle	Mr. Herttell	Mr. Shays
Mr. Bogardus	Mr. Hone	Mr. Smith
Mr. Bostwick	Mr. Hough	Mr. Snyder
Mr. Bowne	Mr. Humphrey	Mr. Spafard
Mr. Brasher	Mr. Hunt	Mr. Speaker
Mr. Brown	Mr. Jackson	Mr. Staats
Mr. Bull	Mr. Johnson	Mr. Stafford
Mr. Butrick	Mr. Le Fever	Mr. Stevenson
Mr. Campbell	Mr. Lewis	Mr. Stone
Mr. Cargill	Mr. Livingston	Mr. Strong
Mr. Cash	Mr. Mabbett	Mr. Sumner
Mr. Chamberlin	Mr. Marvin	Mr. Temple
Mr. Clark	Mr. M'Keon	Mr. Terry

Mr. Coe	Mr. M'Knight	Mr. Thomson
Mr. Collin	Mr. Mersereau	Mr. Tompkins
Mr. Crosby	Mr. Mitchell	Mr. Wait
Mr. Cuykendall	Mr. Morrell	Mr. Ward
Mr. Drake	Mr. Morris	Mr. Wheeler
Mr. Dusenbury	Mr. Myrick	Mr. Whipple
Mr. Dyer	Mr. Nichols	Mr. Willes
Mr. Emmons	Mr. Orr	Mr. Wood
Mr. Enos	Mr. Osborne	Mr. Wright
Mr. Fleining	Mr. Palmer	Mr. Younglove
Mr. Gardner	Mr. I. S. Parker	Mr. Young
Mr. Grover	Mr. J. H. Parker	

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Those who voted in the negative are

Mr. Dana

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill entitled "An act to incorporate the Ithaca and Port Renwick rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	96	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. J. H. Parker
Mr. Anthony	Mr. Gordon	Mr. Parkhurst
Mr. Archibald	Mr. Grover	Mr. Patterson
Mr. Arnold	Mr. Guinnip	Mr. Phelps
Mr. Bagley	Mr. Haight	Mr. Robertson
Mr. Bartle	Mr. Hall	Mr. J. P. Robinson
Mr. Beardslee	Mr. Harris	Mr. Sears
Mr. Bogardus	Mr. Hasbrouck	Mr. Shays
Mr. Bostwick	Mr. Healy	Mr. Smith
Mr. Bowne	Mr. Hone	Mr. Snyder
Mr. Brasher	Mr. Hough	Mr. Spafard
Mr. Brown	Mr. Humphrey	Mr. Speaker
Mr. Bull	Mr. Hunt	Mr. Staats
Mr. Butrick	Mr. Jackson	Mr. Stafford
Mr. Campbell	Mr. Johnson	Mr. Stevenson
Mr. Cargill	Mr. Kernan	Mr. Stone
Mr. Cash	Mr. Le Fever	Mr. Strong
Mr. Chamberlin	Mr. Livingston	Mr. Sumner
Mr. Clark	Mr. Mabbett	Mr. Temple
Mr. Coe	Mr. M'Keon	Mr. Terry

Mr. Conklin	Mr. M'Knight	Mr. Thomson
Mr. Collin	Mr. Mersereau	Mr. Todd
Mr. Crosby	Mr. Mitchell	Mr. Tompkins
Mr. Cuykendall	Mr. Morrell	Mr. Wait
Mr. Dana	Mr. Morris	Mr. Ward
Mr. Degrauw	Mr. Myers	Mr. Wheeler
Mr. Drake	Mr. Myrick	Mr. Whipple
Mr. Dusenbury	Mr. Nichols	Mr. Willes
Mr. Dyer	Mr. Orr	Mr. Wood
Mr. Emmons	Mr. Osborne	Mr. Wright
Mr. Enos	Mr. Palmer	Mr. Younglove
Mr. Fleming	Mr. I. S. Parker	Mr. Young

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to incorporate the Poughkeepsie female seminary," with the engrossed amendment, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Gardner	Mr. J. H. Parker
Mr. Archibald	Mr. Gordon	Mr. Parkhurst
Mr. Arnold	Mr. Grover	Mr. Patterson
Mr. Bartle	Mr. Haight	Mr. Phelps
Mr. Beardslee	Mr. Hall	Mr. Robertson
Mr. Bogardus	Mr. Harris	Mr. J. P. Robinson
Mr. Bostwick	Mr. Hasbrouck	Mr. Sears
Mr. Bowne	Mr. Healy	Mr. Shays
Mr. Brasher	Mr. Herttell	Mr. Smith
Mr. Brown	Mr. Hone	Mr. Snyder
Mr. Bull	Mr. Hough	Mr. Spafard
Mr. Butrick	Mr. Humphrey	Mr. Speaker
Mr. Campbell	Mr. Jackson	Mr. Staats
Mr. Cargill	Mr. Johnson	Mr. Stafford
Mr. Cash	Mr. Kernan	Mr. Stevenson
Mr. Chamberlin	Mr. Le Fever	Mr. Stone
Mr. Clark	Mr. Lewis	Mr. Strong
Mr. Clary	Mr. Livingston	Mr. Sumner
Mr. Coe	Mr. Mabbett	Mr. Temple
Mr. Conklin	Mr. M'Keon	Mr. Terry
Mr. Collin	Mr. M'Knight	Mr. Thomson
Mr. Crosby	Mr. Mersereau	Mr. Todd
Mr. Cuykendall	Mr. Mitchell	Mr. Wait

Mr. Dana	Mr. Morrell	Mr. Ward
Mr. Degrauw	Mr. Morris	Mr. Wheeler
Mr. Drake	Mr. Myers	Mr. Whipple
Mr. Dusenbury	Mr. Myrick	Mr. Willes
Mr. Dyer	Mr. Orr	Mr. Wood
Mr. Emmons	Mr. Osborne	Mr. Wright
Mr. Enos	Mr. Palmer	Mr. Younglove
Mr. Fleming	Mr. I. S. Parker	Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendment therewith delivered.

The engrossed bill from the Senate, entitled "An act to amend the act concerning escheats," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act concerning the proof of wills," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

In pursuance of previous notice, Mr. Bull asked for and obtained leave to bring in a bill, entitled "An act to amend title fifth of chapter third of the second part of the Revised Statutes, entitled 'Of the proof and recording of conveyances of real estate, and the cancelling of mortgages,'" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The House then proceeded to the consideration of the amendment of this House, non-concurred in by the Senate, to the engrossed bill from the Senate, entitled "An act to amend an act entitled 'An act to establish a corporation for improving and making a turnpike road from Newburgh to New-Windsor,' passed April 2d, 1806."

Thereupon,

*Resolved*, That this House do insist on the said amendment.

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House do insist on their amendment to the said bill, non-concurred in by the Senate.

Mr. Marvin gave notice that he would, on some future day, ask leave to bring in a bill, declaratory of the act incorporating the Saratoga and Schenectady Rail-Road Company, passed February 16th, 1831.

On motion of Mr. Beardslee,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to repeal the law authorising commissioners to lay out a road from Bennett's corners in Herkimer county, to Fort-Plain in Montgomery county," and that the same be referred to a select committee, consisting of the members of this House from the counties aforesaid, to report complete.

Mr. Haight gave notice that he would, on some future day, ask leave to introduce a bill, providing for payment to Timothy Childs, a member of the last Legislature, for that portion of the time he was prevented from attending to his duties in the Assembly by reason of ill health.

*Ordered*, That Mr. Winfield have leave of absence for eight days, Mr. Marvin for three days, and Mr. Ellithorp for one week.

*Ordered*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act for the relief of the Prince-street orphan asylum," and that the same be referred to a select committee, consisting of Mr. McKeon, Mr. McKnight and Mr. Wheeler, to report complete.

*Ordered*, That the usual number of copies of the bill entitled "An act authorising parties and persons interested in suits at law, to be examined as witnesses," be printed for the use of the Legislature.

Mr. Todd gave notice that he would, at some future day, ask leave to introduce a bill to incorporate a fire engine company in the village of Waterford in the county of Saratoga.

On motion of Mr. Hasbrouck,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act for the relief of the Mount-Hope and Lumberland turnpike company," and that it be referred to a select committee, consisting of the members attending this House from the counties of Orange and Sullivan, to report complete.

On motion of Mr. Haight,

*Resolved*, That the act entitled "An act to incorporate the Genesee river steam-boat association," be referred to a select committee, consisting of one member from each of the counties of Monroe, Livingston, Genesee and Allegany, to report complete.

On motion of Mr. Herttell,

*Resolved*, That the bill entitled "An act in aid of the New-York institution for the blind;" the bill entitled "An act for the relief of the New-York institution for the deaf and dumb, and for other purposes;" and the bill entitled "An act in aid of the Central asylum for the deaf and dumb," be the special order of the day for the first Monday in April next.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bull, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock on Monday morning next.

MONDAY, MARCH 17, 1834.

The House met pursuant to adjournment.

Four several petitions of sundry inhabitants of the counties of Orange and Cattaraugus, praying the aid of the State in the construction of the New-York and Erie rail-road, were read, and referred to the committee on rail-roads.

The remonstrance of sundry inhabitants of the town of Napoli in the county of Cattaraugus, against a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The memorial of Jared L. Rathbone and others of the city of Albany, against any amendment of the charter of said city, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the towns of Yorkshire and Machias in the county of Cattaraugus, praying for an alteration of the lines of said towns, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the town of Perrysburgh in the county of Cattaraugus, praying for a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The remonstrance of sundry physicians and surgeons of the city of Albany, against the establishment of a medical college in said city, was read, and committed to the committee of the whole when on the bill upon that subject.

Four several remonstrances of sundry inhabitants of the county of Erie, against the repeal of the law subjecting certain debts due non-residents to taxation, were read, and referred to the committee on ways and means.

The remonstrance of sundry inhabitants of the town of Hamburg in the county of Erie, against raising money by tax to improve the Abbott road in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The memorial of sundry inhabitants of the county of Otsego, relative to the subject of raising money by tax in the several counties of this State, for the erection of bridges, &c., was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of Abraham Dudley of the town of Newfield in the county of Tompkins, praying for the passage of an act authorising the inhabitants of said town to pay a bounty for the destruction of foxes, was read, and referred to the committee on the judiciary.

Two several petitions of sundry inhabitants of the county of Delaware, praying for the construction of a McAdam road from the valley of the Chenango to the Hudson river, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the town of Bleecker in the county of Montgomery, praying for the passage of an act annexing a part of the said town to the town of Johnstown, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the port of Sag-Harbor in the county of Suffolk, praying for the incorporation of a company, by the name and style of the Payne Bridge Company, to construct a bridge from said port to Hog neck in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Two several petitions of sundry inhabitants of the town of Canadice in the county of Ontario, praying for a division of said town, were read, and referred to a select committee, consisting of the members attending this House from the county of Ontario.

The remonstrance of sundry inhabitants of the county of Genesee, against a division of said county, was read, and referred to the committee on the erection and division of towns and counties.

The remonstrance of Edward Eddy of the city of New-York, against releasing certain rights of the State to lands therein mentioned, to Joseph Carter, was read, and referred to the Commissioners of the Land-Office.

The petition of sundry inhabitants of the county of Tompkins, praying for a repeal of the law exempting the property of churches and clergymen from taxation, was read, and referred to the committee on ways and means.

The petition of sundry inhabitants of Brooklyn in the county of Kings, praying for the incorporation of the Roman Catholic Orphan Asylum Society in said town, was read, and referred to the committee on the incorporation of charitable and religious societies.

The petition of Jesse Porter and others, praying for the passage of an act authorising the Commissioners of the Land-Office to sell and convey to them certain lands therein mentioned, was read, and referred to the Commissioners of the Land-Office.

The petition of the president and directors of the Saugerties and Woodstock Turnpike Company, praying for an amendment of their charter, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of Joseph Russell and John E. Norman, praying for the passage of an act authorising them to erect a dam across the Schroon river in the county of Warren, was read, and referred to a select committee, consisting of Mr. Archibald, Mr. Stevenson and Mr. Parkhurst.

The petition of sundry inhabitants of the county of Cattaraugus, praying that the legal rate of interest may be reduced to six per cent, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Alexander Gunn and others, praying for the passage of an act increasing the pay of brigade inspectors of cavalry, was read, and referred to the committee on the militia and public defence.

Mr. Myers, from the committee on ways and means, to which was referred the petitions of sundry inhabitants of various sections of this State, praying for the repeal of the law exempting church property and the property of clergymen from taxation, reported a bill, entitled "An act defining the duties of assessors;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That four times the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of sundry inhabitants of the village of Lewiston, praying for a survey of certain lots of land in said village, together with the report of the Commissioners of the Land-Office thereon, reported, that the committee are of the opinion that the prayer of the petition ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Hough, from the committee on trade and manufactures, to which was referred the petition of sundry inhabitants of the county of Dutchess, praying for the incorporation of the Dover Iron Company, reported a bill, entitled "An act to incorporate the president, directors and stockholders of the Dover iron company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKnight, from the committee on public lands, to which was referred the petition of Bates Cooke, praying relief in relation to certain lands in the village of Lewiston, reported a bill, entitled "An act for the relief of Bates Cooke;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of the trustees of the village of Potsdam, relative to highways in said village, reported a bill, entitled "An act in relation to highways in the village of Potsdam;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Wheeler, from the committee on ways and means, to which was referred the petitions of sundry inhabitants of the counties of Orleans, Genesee, Niagara, Allegany, Cattaraugus and Chautauque, praying for a repeal of the law taxing non-residents, with the several remonstrances against the same, reported a bill, entitled "An act to amend an act entitled 'An act to subject certain debts owing to non-residents, to taxation,' passed April 27th, 1833;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That four times the usual number of copies of the said bill be printed for the use of the Legislature.



Mr. Osborne, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to amend an act entitled 'An act to incorporate the Croton turnpike company,' passed April 6th, 1807;" the bill entitled "An act to authorise a part of the poor fund of the town of Ulysses to be applied toward the support of roads and bridges in said town;" the bill entitled "An act to incorporate the Manheim and Salisbury rail-road company;" the bill entitled "An act to incorporate the Fishkill iron company;" the bill entitled "An act to incorporate the Plattsburgh manufacturing company;" the bill entitled "An act to incorporate the Institute of Accountants of the State of New-York;" the bill entitled "An act to regulate the weighing of beef in the public markets in the city of New-York," and the bill entitled "An act to incorporate the village of Camden in the county of Oneida."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to amend an act entitled 'An act to incorporate the Croton turnpike company,' passed April 6th, 1807," the bill entitled "An act to authorise a part of the poor fund of the town of Ulysses to be applied toward the support of roads and bridges in said town," and the bill entitled "An act to incorporate the Manheim and Salisbury rail-road company," be referred to a select committee, consisting of Mr. Wheeler, Mr. Crosby and Mr. J. P. Robinson; that the bill entitled "An act to incorporate the Fishkill iron company," the bill entitled "An act to incorporate the Plattsburgh manufacturing company," and the bill entitled "An act to incorporate the Institute of Accountants of the State of New-York," be referred to a select committee, consisting of Mr. J. P. Robinson, Mr. Myrick and Mr. Dyer; and that the bill entitled "An act to regulate the weighing of beef in the public markets in the city of New-York," and the bill entitled "An act to incorporate the village of Camden in the county of Oneida," be referred to a select committee, consisting of Mr. Grinnell, Mr. Church and Mr. Cargill, to be by the said select committees severally reported complete.

Mr. Hasbrouck, from the select committee to which was referred the bill entitled "An act for the relief of the Mount-Hope and Lumberland turnpike road company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to amend the act entitled 'An act to incorporate the village of Sherburne,'" reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to exempt certain persons therein mentioned, from the performance of military duty," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to enlarge the boundaries of the village of Salem in the county of Washington, and to amend the act entitled 'An act to vest certain powers in the freeholders and inhabitants of the village of Salem in the county of Washington,' passed April 4th, 1803," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. I. S. Parker, from the select committee to which was referred the petition of sundry inhabitants of the town of Florence in the county of Oneida, reported; and asked leave to introduce a bill.

[See Document No. 316.]

*Ordered,* That leave be given to bring in such bill.

Mr. I. S. Parker, according to leave, brought in the said bill, entitled "An act to authorise the inhabitants of the town of Florence in the county of Oneida, to pay a bounty for the destruction of bears in said town;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of Horace Hulbert and David Porter, respectfully report:

[See Document No. 315.]

*Ordered,* That the said report be referred to the committee on claims.

A message from the Senate was read, informing that they have passed the bill entitled "An act for the relief of the Cohoes company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	98	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. J. H. Parker
Mr. Angel	Mr. Grover	Mr. Parkhurst
Mr. Anthony	Mr. Guinnip	Mr. Patterson
Mr. Archibald	Mr. Haight	Mr. Phelps
Mr. Barnes	Mr. Hall	Mr. Ringgold
Mr. Bartle	Mr. Harris	Mr. Robertson
Mr. Beardslee	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Bogardus	Mr. Healy	Mr. Sears
Mr. Bostwick	Mr. Hough	Mr. Shays
Mr. Bowne	Mr. Humphrey	Mr. Smith
Mr. Brasher	Mr. Hunt	Mr. Snyder
Mr. Brown	Mr. Jackson	Mr. Spafard
Mr. Bull	Mr. Johnson	Mr. Speaker
Mr. Butrick	Mr. Kernan	Mr. Staats
Mr. Campbell	Mr. Le Fever	Mr. Stafford
Mr. Cargill	Mr. Lewis	Mr. Stone
Mr. Cash	Mr. Livingston	Mr. Strong
Mr. Chamberlin	Mr. Mabbett	Mr. Sumner
Mr. Clark	Mr. M'Keon	Mr. Temple
Mr. Clary	Mr. M'Knight	Mr. Terry
Mr. Coe	Mr. Mersereau	Mr. Thomson
Mr. Conklin	Mr. Mitchell	Mr. Todd
Mr. Collin	Mr. Morehouse	Mr. Tompkins
Mr. Crosby	Mr. Morrell	Mr. Wait
Mr. Culver	Mr. Morris	Mr. Ward
Mr. Cuykendall	Mr. Myers	Mr. Wheeler
Mr. Dana	Mr. Myrick	Mr. Whipple
Mr. Drake	Mr. Nichols	Mr. Willes
Mr. Dusenbury	Mr. Orr	Mr. Wright
Mr. Dyer	Mr. Osborne	Mr. Yates
Mr. Enos	Mr. Palmer	Mr. Younglove
Mr. Fleming	Mr. A. J. Parker	Mr. Young
Mr. Germond	Mr. I. S. Parker	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act extending the time for the collection of taxes in the town of Brooklyn in the county of Kings," with the amendment therewith delivered.

The said bill and amendment were read; and the amendment having been again read, and concurred in,

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendment to the said bill, and amended the same accordingly.

The engrossed bill from the Senate, entitled "An act to incorporate the Chemung turnpike road company," with the engrossed amendments thereto, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Enos	Mr. Palmer
Mr. Angel	Mr. Fleming	Mr. A. J. Parker
Mr. Anthony	Mr. Germond	Mr. I. S. Parker
Mr. Arnold	Mr. Gordon	Mr. J. H. Parker
Mr. Bagley	Mr. Grover	Mr. Ringgold
Mr. Barnes	Mr. Guinnip	Mr. Robertson
Mr. Bartle	Mr. Haight	Mr. J. P. Robinson
Mr. Bogardus	Mr. Hall	Mr. Sears
Mr. Bostwick	Mr. Healy	Mr. Shays
Mr. Bowne	Mr. Hough	Mr. Smith
Mr. Brasher	Mr. Humphrey	Mr. Spafard
Mr. Brown	Mr. Hunt	Mr. Speaker
Mr. Bull	Mr. Jackson	Mr. Staats
Mr. Butrick	Mr. Johnson	Mr. Stafford
Mr. Campbell	Mr. Jones	Mr. Stone
Mr. Cargill	Mr. Kernan	Mr. Strong
Mr. Cash	Mr. Le Fever	Mr. Temple
Mr. Chamberlin	Mr. Livingston	Mr. Terry
Mr. Clark	Mr. Mabbett	Mr. Thomson
Mr. Clary	Mr. M'Knight	Mr. Todd
Mr. Coe	Mr. Mersereau	Mr. Tompkins
Mr. Conklin	Mr. Mitchell	Mr. Wait
Mr. Collin	Mr. Morrell	Mr. Ward
Mr. Culver	Mr. Morris	Mr. Whipple
Mr. Cuykendall	Mr. Myers	Mr. Willes
Mr. Dana	Mr. Myrick	Mr. Wright
Mr. Degrauw	Mr. Nichols	Mr. Yates
Mr. Drake	Mr. Orr	Mr. Younglove
Mr. Dusenbury	Mr. Osborne	Mr. Young
Mr. Dyer		

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend the charter of the Albany female seminary;" the engrossed bill entitled "An act to incorporate the East creek turnpike company;" the engrossed bill entitled "An act to amend an act entitled 'An act to incorporate the Philipstown turnpike company in the county of Putnam,' passed April 14th, 1815;" the engrossed

Mr. Haight gave notice that he would, on some future day, ask leave to introduce a bill, providing for payment to Timothy Childs, a member of the last Legislature, for that portion of the time he was prevented from attending to his duties in the Assembly by reason of ill health.

*Ordered*, That Mr. Winfield have leave of absence for eight days, Mr. Marvin for three days, and Mr. Ellithorp for one week.

*Ordered*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act for the relief of the Prince-street orphan asylum," and that the same be referred to a select committee, consisting of Mr. McKeon, Mr. McKnight and Mr. Wheeler, to report complete.

*Ordered*, That the usual number of copies of the bill entitled "An act authorising parties and persons interested in suits at law, to be examined as witnesses," be printed for the use of the Legislature.

Mr. Todd gave notice that he would, at some future day, ask leave to introduce a bill to incorporate a fire engine company in the village of Waterford in the county of Saratoga.

On motion of Mr. Hasbrouck,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act for the relief of the Mount-Hope and Lumberland turnpike company," and that it be referred to a select committee, consisting of the members attending this House from the counties of Orange and Sullivan, to report complete.

On motion of Mr. Haight,

*Resolved*, That the act entitled "An act to incorporate the Genesee river steam-boat association," be referred to a select committee, consisting of one member from each of the counties of Monroe, Livingston, Genesee and Allegany, to report complete.

On motion of Mr. Herttell,

*Resolved*, That the bill entitled "An act in aid of the New-York institution for the blind;" the bill entitled "An act for the relief of the New-York institution for the deaf and dumb, and for other purposes;" and the bill entitled "An act in aid of the Central asylum for the deaf and dumb," be the special order of the day for the first Monday in April next.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bull, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock on Monday morning next.

MONDAY, MARCH 17, 1834.

The House met pursuant to adjournment.

Four several petitions of sundry inhabitants of the counties of Orange and Cattaraugus, praying the aid of the State in the construction of the New-York and Erie rail-road, were read, and referred to the committee on rail-roads.

The remonstrance of sundry inhabitants of the town of Napoli in the county of Cattaraugus, against a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The memorial of Jared L. Rathbone and others of the city of Albany, against any amendment of the charter of said city, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the towns of Yorkshire and Machias in the county of Cattaraugus, praying for an alteration of the lines of said towns, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the town of Perrysburgh in the county of Cattaraugus, praying for a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The remonstrance of sundry physicians and surgeons of the city of Albany, against the establishment of a medical college in said city, was read, and committed to the committee of the whole when on the bill upon that subject.

Four several remonstrances of sundry inhabitants of the county of Erie, against the repeal of the law subjecting certain debts due non-residents to taxation, were read, and referred to the committee on ways and means.

The remonstrance of sundry inhabitants of the town of Hamburg in the county of Erie, against raising money by tax to improve the Abbott road in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The memorial of sundry inhabitants of the county of Otsego, relative to the subject of raising money by tax in the several counties of this State, for the erection of bridges, &c., was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of Abraham Dudley of the town of Newfield in the county of Tompkins, praying for the passage of an act authorising the inhabitants of said town to pay a bounty for the destruction of foxes, was read, and referred to the committee on the judiciary.

Two several petitions of sundry inhabitants of the county of Delaware, praying for the construction of a McAdam road from the valley of the Chenango to the Hudson river, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

county of Putnam,' passed April 14th, 1815," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 90 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. J. H. Parker
Mr. Angel	Mr. Gordon	Mr. Parkhurst
Mr. Anthony	Mr. Grover	Mr. Patterson
Mr. Archibald	Mr. Guinnip	Mr. Phelps
Mr. Bagley	Mr. Haight	Mr. Ringgold
Mr. Bartle	Mr. Hall	Mr. Robertson
Mr. Beardslee	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Bogardus	Mr. Healy	Mr. Schermerhorn
Mr. Bostwick	Mr. Hough	Mr. Sears
Mr. Bowne	Mr. Humphrey	Mr. Shays
Mr. Brasher	Mr. Hunt	Mr. Smith
Mr. Brown	Mr. Jackson	Mr. Snyder
Mr. Bull	Mr. Johnson	Mr. Spafard
Mr. Butrick	Mr. Jones	Mr. Speaker
Mr. Cargill	Mr. Kernan	Mr. Staats
Mr. Cash	Mr. Le Fever	Mr. Stafford
Mr. Clark	Mr. Livingston	Mr. Stone
Mr. Clary	Mr. Mabbett	Mr. Sumner
Mr. Coe	Mr. M'Knight	Mr. Temple
Mr. Conklin	Mr. Mersereau	Mr. Terry
Mr. Collin	Mr. Mitchell	Mr. Thomson
Mr. Culver	Mr. Morehouse	Mr. Todd
Mr. Cuykendall	Mr. Morrell	Mr. Wait
Mr. Dana	Mr. Morris	Mr. Ward
Mr. Degrauw	Mr. Myers	Mr. Whipple
Mr. Drake	Mr. Myrick	Mr. Willes
Mr. Dusenbury	Mr. Nichols	Mr. Wright
Mr. Dyer	Mr. Osborne	Mr. Yates
Mr. Enos	Mr. Palmer	Mr. Younglove
Mr. Fleming	Mr. A. J. Parker	Mr. Young

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The said engrossed bill, entitled "An act to incorporate the village of Laurens in the county of Otsego," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 99 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Enos	Mr. A. J. Parker
Mr. Angel	Mr. Fleming	Mr. I. S. Parker
Mr. Anthony	Mr. Fox	Mr. J. H. Parker
Mr. Archibald	Mr. Germônd	Mr. Parkhurst
Mr. Arnold	Mr. Gordon	Mr. Phelps
Mr. Bagley	Mr. Grover	Mr. Ringgold
Mr. Barnes	Mr. Guinnip	Mr. Robertson
Mr. Bartle	Mr. Haight	Mr. J. P. Robinson
Mr. Beardslee	Mr. Hall	Mr. Sears
Mr. Bogardus	Mr. Hasbrouck	Mr. Shays
Mr. Bostwick	Mr. Healy	Mr. Smith
Mr. Bowne	Mr. Humphrey	Mr. Snyder
Mr. Brasher	Mr. Hunt	Mr. Spafard
Mr. Brown	Mr. Jackson	Mr. Speaker
Mr. Bull	Mr. Johnson	Mr. Staats
Mr. Butrick	Mr. Kernan	Mr. Stafford
Mr. Campbell	Mr. Le Fever	Mr. Stone
Mr. Cargill	Mr. Lewis	Mr. Strong
Mr. Cash	Mr. Livingston	Mr. Sumner
Mr. Chamberlin	Mr. Mabbett	Mr. Temple
Mr. Clark	Mr. M'Keon	Mr. Terry
Mr. Clary	Mr. M'Knight	Mr. Thomson
Mr. Coe	Mr. Mersereau	Mr. Todd
Mr. Conklin	Mr. Mitchell	Mr. Tompkins
Mr. Colliâ	Mr. Morehouse	Mr. Wait
Mr. Crosby	Mr. Morrell	Mr. Ward
Mr. Culver	Mr. Morris	Mr. Wheeler
Mr. Cuykendall	Mr. Myers	Mr. Whipple
Mr. Dana	Mr. Myrick	Mr. Willes
Mr. Degrauw	Mr. Nichols	Mr. Wright
Mr. Drake	Mr. Orr	Mr. Yates
Mr. Dusenbury	Mr. Osborne	Mr. Younglove
Mr. Dyer	Mr. Palmer	Mr. Young

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The said engrossed bill, entitled "An act to incorporate the Medina and Darien rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 95 }  
{ NAYS 02 }

Those who voted in the affirmative are



Mr. Anderson	Mr. Guinnip	Mr. Parkhurst
Mr. Angel	Mr. Haight	Mr. Patterson
Mr. Anthony	Mr. Hall	Mr. Phelps
Mr. Archibald	Mr. Hasbrouck	Mr. Ringgold
Mr. Arnold	Mr. Healy	Mr. Robertson
Mr. Bagley	Mr. Herttell	Mr. J. P. Robinson
Mr. Bartle	Mr. Hough	Mr. Schermerhorn
Mr. Beardslee	Mr. Humphrey	Mr. Sears
Mr. Bogardus	Mr. Hunt	Mr. Shays
Mr. Bostwick	Mr. Jackson	Mr. Smith
Mr. Bowne	Mr. Johnson	Mr. Snyder
Mr. Bull	Mr. Jones	Mr. Spafard
Mr. Butrick	Mr. Kernan	Mr. Speaker
Mr. Cargill	Mr. Le Fever	Mr. Staats
Mr. Cash	Mr. Lewis	Mr. Stafford
Mr. Chamberlin	Mr. Livingston	Mr. Stone
Mr. Clark	Mr. Mabbett	Mr. Strong
Mr. Clary	Mr. M'Knight	Mr. Sumner
Mr. Coc	Mr. Mersereau	Mr. Temple
Mr. Conklin	Mr. Mitchell	Mr. Terry
Mr. Collin	Mr. Morehouse	Mr. Thomson
Mr. Crosby	Mr. Morrell	Mr. Todd
Mr. Culver	Mr. Morris	Mr. Wait
Mr. Cuykendall	Mr. Myers	Mr. Ward
Mr. Dana	Mr. Myrick	Mr. Wheeler
Mr. Degrauw	Mr. Nichols	Mr. Whipple
Mr. Drake	Mr. Orr	Mr. Willes
Mr. Dusenbury	Mr. Osborne	Mr. Wright
Mr. Dyer	Mr. Palmer	Mr. Yates
Mr. Enos	Mr. A. J. Parker	Mr. Younglove
Mr. Gordon	Mr. I. S. Parker	Mr. Young
Mr. Grover	Mr. J. H. Parker	

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Those who voted in the negative are

Mr. Campbell	Mr. Fleming	2
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The said engrossed bill, entitled "An act to incorporate the Long Island rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	96	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Dyer	Mr. Osborne
Mr. Angel	Mr. Enos	Mr. Palmer

Mr. Anthony	Mr. Fleming	Mr. A. J. Parker
Mr. Archibald	Mr. Germond	Mr. I. S. Parker
Mr. Arnold	Mr. Gordon	Mr. J. H. Parker
Mr. Bagley	Mr. Grover	Mr. Patterson
Mr. Barnes	Mr. Guinnip	Mr. Phelps
Mr. Bartle	Mr. Haight	Mr. Robertson
Mr. Beardslee	Mr. Hall	Mr. J. P. Robinson
Mr. Bogardus	Mr. Healy	Mr. Sears
Mr. Bostwick	Mr. Herttell	Mr. Shays
Mr. Bowne	Mr. Hough	Mr. Smith
Mr. Brasher	Mr. Humphrey	Mr. Snyder
Mr. Brown	Mr. Hunt	Mr. Spafard
Mr. Bull	Mr. Jackson	Mr. Staats
Mr. Butrick	Mr. Johnson	Mr. Stafford
Mr. Campbell	Mr. Jones	Mr. Stone
Mr. Cargill	Mr. Kernan	Mr. Strong
Mr. Cash	Mr. Le Fever	Mr. Sumner
Mr. Chamberlin	Mr. Livingston	Mr. Temple
Mr. Clark	Mr. Mabbett	Mr. Terry
Mr. Clary	Mr. M'Keon	Mr. Thomson
Mr. Coe	Mr. M'Knight	Mr. Todd
Mr. Conklin	Mr. Mersereau	Mr. Wait
Mr. Collin	Mr. Mitchell	Mr. Ward
Mr. Crosby	Mr. Morehouse	Mr. Wheeler
Mr. Culver	Mr. Morrell	Mr. Whipple
Mr. Cuykendall	Mr. Morris	Mr. Willes
Mr. Dana	Mr. Myers	Mr. Wright
Mr. Degrauw	Mr. Myrick	Mr. Yates
Mr. Drake	Mr. Nichols	Mr. Younglove
Mr. Dusenbury	Mr. Orr	Mr. Young

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The said engrossed bill, entitled "An act to discontinue the west ten miles of the Bath and Lake Erie turnpike," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Guinnip	Mr. Parkhurst
Mr. Anthony	Mr. Haight	Mr. Patterson
Mr. Archibald	Mr. Hall	Mr. Phelps
Mr. Arnold	Mr. Healy	Mr. Ringgold
Mr. Bartle	Mr. Herttell	Mr. Robertson
Mr. Beardslee	Mr. Hough	Mr. J. P. Robinson
Mr. Bogardus	Mr. Humphrey	Mr. Schermerhorn

Mr. Bostwick	Mr. Hunt	Mr. Sears
Mr. Bowne	Mr. Jackson	Mr. Shays
Mr. Brown	Mr. Johnson	Mr. Smith
Mr. Bull	Mr. Jones	Mr. Snyder
Mr. Butrick	Mr. Kernan	Mr. Spafard
Mr. Campbell	Mr. Le Fever	Mr. Speaker
Mr. Cash	Mr. Lewis	Mr. Staats
Mr. Clark	Mr. Livingston	Mr. Stafford
Mr. Clary	Mr. Mabbett	Mr. Stone
Mr. Coe	Mr. M'Knight	Mr. Strong
Mr. Conklin	Mr. Mersereau	Mr. Sumner
Mr. Collin	Mr. Mitchell	Mr. Temple
Mr. Crosby	Mr. Morehouse	Mr. Terry
Mr. Culver	Mr. Morrell	Mr. Thomson
Mr. Cuykendall	Mr. Morris	Mr. Todd
Mr. Dana	Mr. Myers	Mr. Wait
Mr. Degrauw	Mr. Myrick	Mr. Ward
Mr. Drake	Mr. Nichols	Mr. Wheeler
Mr. Dusenbury	Mr. Orr	Mr. Whipple
Mr. Dyer	Mr. Osborne	Mr. Willes
Mr. Enos	Mr. Palmer	Mr. Wright
Mr. Fleming	Mr. A. J. Parker	Mr. Yates
Mr. Germond	Mr. I. S. Parker	Mr. Younglove
Mr. Gordon	Mr. J. H. Parker	Mr. Young
Mr. Grover		

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act relative to roads and bridges in Saratoga-Springs in Saratoga;" the engrossed bill entitled "An act to authorise the supervisors of the county of Allegany to raise money to build a bridge over the Genesee river;" the engrossed bill entitled "An act regulating the admeasurement and inspection of wood and bark;" and the engrossed bill entitled "An act to amend part first, chapter sixteenth, title first, article fourth of the Revised Statutes, and in addition thereto;" and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act relative to roads and bridges in Saratoga-Springs in Saratoga," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to authorise the supervisors of the county of Allegany to raise money to build a bridge over the Genesee river," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act regulating the admeasurement and inspection of wood and bark," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to amend part first,

*Ordered*, That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to exempt certain persons therein mentioned, from the performance of military duty," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to enlarge the boundaries of the village of Salem in the county of Washington, and to amend the act entitled 'An act to vest certain powers in the freeholders and inhabitants of the village of Salem in the county of Washington,' passed April 4th, 1803," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. I. S. Parker, from the select committee to which was referred the petition of sundry inhabitants of the town of Florence in the county of Oneida, reported; and asked leave to introduce a bill.

[See Document No. 316.]

*Ordered*, That leave be given to bring in such bill.

Mr. I. S. Parker, according to leave, brought in the said bill, entitled "An act to authorise the inhabitants of the town of Florence in the county of Oneida, to pay a bounty for the destruction of bears in said town;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of Horace Hulbert and David Porter, respectfully report:

[See Document No. 315.]

*Ordered*, That the said report be referred to the committee on claims.

A message from the Senate was read, informing that they have passed the bill entitled "An act for the relief of the Cohoes company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	98	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. J. H. Parker
Mr. Angel	Mr. Grover	Mr. Parkhurst
Mr. Anthony	Mr. Guinnip	Mr. Patterson
Mr. Archibald	Mr. Haight	Mr. Phelps
Mr. Barnes	Mr. Hall	Mr. Ringgold
Mr. Bartle	Mr. Harris	Mr. Robertson
Mr. Beardslee	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Bogardus	Mr. Healy	Mr. Sears
Mr. Bostwick	Mr. Hough	Mr. Shays
Mr. Bowne	Mr. Humphrey	Mr. Smith
Mr. Brasher	Mr. Hunt	Mr. Snyder
Mr. Brown	Mr. Jackson	Mr. Spafard
Mr. Bull	Mr. Johnson	Mr. Speaker
Mr. Butrick	Mr. Kernan	Mr. Staats
Mr. Campbell	Mr. Le Fever	Mr. Stafford
Mr. Cargill	Mr. Lewis	Mr. Stone
Mr. Cash	Mr. Livingston	Mr. Strong
Mr. Chamberlin	Mr. Mabbett	Mr. Sumner
Mr. Clark	Mr. M'Keon	Mr. Temple
Mr. Clary	Mr. M'Knight	Mr. Terry
Mr. Coe	Mr. Mersereau	Mr. Thomson
Mr. Conklin	Mr. Mitchell	Mr. Todd
Mr. Collin	Mr. Morehouse	Mr. Tompkins
Mr. Crosby	Mr. Morrell	Mr. Wait
Mr. Culver	Mr. Morris	Mr. Ward
Mr. Cuykendall	Mr. Myers	Mr. Wheeler
Mr. Dana	Mr. Myrick	Mr. Whipple
Mr. Drake	Mr. Nichols	Mr. Willes
Mr. Dusenbury	Mr. Orr	Mr. Wright
Mr. Dyer	Mr. Osborne	Mr. Yates
Mr. Enos	Mr. Palmer	Mr. Younglove
Mr. Fleming	Mr. A. J. Parker	Mr. Young
Mr. Germond	Mr. I. S. Parker	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act extending the time for the collection of taxes in the town of Brooklyn in the county of Kings," with the amendment therewith delivered.

The said bill and amendment were read; and the amendment having been again read, and concurred in,

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendment to the said bill, and amended the same accordingly.

The engrossed bill from the Senate, entitled "An act to incorporate the Chemung turnpike road company," with the engrossed amendments thereto, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Enos	Mr. Palmer
Mr. Angel	Mr. Fleming	Mr. A. J. Parker
Mr. Anthony	Mr. Germond	Mr. I. S. Parker
Mr. Arnold	Mr. Gordon	Mr. J. H. Parker
Mr. Bagley	Mr. Grover	Mr. Ringgold
Mr. Barnes	Mr. Guinnip	Mr. Robertson
Mr. Bartle	Mr. Haight	Mr. J. P. Robinson
Mr. Bogardus	Mr. Hall	Mr. Sears
Mr. Bostwick	Mr. Healy	Mr. Shays
Mr. Bowne	Mr. Hough	Mr. Smith
Mr. Brasher	Mr. Humphrey	Mr. Spafard
Mr. Brown	Mr. Hunt	Mr. Speaker
Mr. Bull	Mr. Jackson	Mr. Staats
Mr. Butrick	Mr. Johnson	Mr. Stafford
Mr. Campbell	Mr. Jones	Mr. Stone
Mr. Cargill	Mr. Kernan	Mr. Strong
Mr. Cash	Mr. Le Fever	Mr. Temple
Mr. Chamberlin	Mr. Livingston	Mr. Terry
Mr. Clark	Mr. Mabbett	Mr. Thomson
Mr. Clary	Mr. M'Knight	Mr. Todd
Mr. Coe	Mr. Mersereau	Mr. Tompkins
Mr. Conklin	Mr. Mitchell	Mr. Wait
Mr. Collin	Mr. Morrell	Mr. Ward
Mr. Culver	Mr. Morris	Mr. Whipple
Mr. Cuykendall	Mr. Myers	Mr. Willes
Mr. Dana	Mr. Myrick	Mr. Wright
Mr. Degrauw	Mr. Nichols	Mr. Yates
Mr. Drake	Mr. Orr	Mr. Younglove
Mr. Dusenbury	Mr. Osborne	Mr. Young
Mr. Dyer		

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend the charter of the Albany female seminary;" the engrossed bill entitled "An act to incorporate the East creek turnpike company;" the engrossed bill entitled "An act to amend an act entitled 'An act to incorporate the Philipstown turnpike company in the county of Putnam,' passed April 14th, 1815;" the engrossed

bill entitled "An act to incorporate the village of Laurens in the county of Otsego;" the engrossed bill entitled "An act to incorporate the Medina and Darien rail-road company;" the engrossed bill entitled "An act to incorporate the Long Island rail-road company," and the engrossed bill entitled "An act to discontinue the west ten miles of the Bath and Lake Erie turnpike," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to amend the charter of the Albany female seminary," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. Phelps
Mr. Angel	Mr. Grover	Mr. Ringgold
Mr. Anthony	Mr. Guinnip	Mr. Robertson
Mr. Archibald	Mr. Haight	Mr. J. P. Robinson
Mr. Bagley	Mr. Hall	Mr. Schermerhorn
Mr. Bartle	Mr. Hasbrouck	Mr. Sears
Mr. Beardslee	Mr. Healy	Mr. Shays
Mr. Bogardus	Mr. Humphrey	Mr. Smith
Mr. Bostwick	Mr. Hunt	Mr. Snyder
Mr. Bowne	Mr. Jackson	Mr. Spafard
Mr. Brown	Mr. Johnson	Mr. Speaker
Mr. Bull	Mr. Kernan	Mr. Staats
Mr. Butrick	Mr. Le Fever	Mr. Stafford
Mr. Cargill	Mr. Livingston	Mr. Stone
Mr. Cash	Mr. Mabbett	Mr. Strong
Mr. Chamberlin	Mr. M'Knight	Mr. Sumner
Mr. Clark	Mr. Mersereau	Mr. Temple
Mr. Clary	Mr. Mitchell	Mr. Terry
Mr. Coe	Mr. Morehouse	Mr. Thomson
Mr. Conklin	Mr. Morrell	Mr. Todd
Mr. Collin	Mr. Morris	Mr. Wait
Mr. Culver	Mr. Myers	Mr. Ward
Mr. Cuykendall	Mr. Myrick	Mr. Wheeler
Mr. Dana	Mr. Osborne	Mr. Whipple
Mr. Degrauw	Mr. Palmer	Mr. Willes
Mr. Drake	Mr. A. J. Parker	Mr. Wright
Mr. Dusenbury	Mr. J. H. Parker	Mr. Yates
Mr. Enos	Mr. Parkhurst	Mr. Younglove
Mr. Fleming	Mr. Patterson	Mr. Young
Mr. Fowler		

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The said engrossed bill, entitled "An act to incorporate the East creek turnpike company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fleming	Mr. J. H. Parker
Mr. Angel	Mr. Fowler	Mr. Parkhurst
Mr. Anthony	Mr. Germond	Mr. Patterson
Mr. Archibald	Mr. Gordon	Mr. Phelps
Mr. Arnold	Mr. Haight	Mr. Ringgold
Mr. Bagley	Mr. Hall	Mr. Robertson
Mr. Bartle	Mr. Healy	Mr. J. P. Robinson
Mr. Beardslee	Mr. Herttell	Mr. Sears
Mr. Bogardus	Mr. Hough	Mr. Shays
Mr. Bostwick	Mr. Humphrey	Mr. Smith
Mr. Bowne	Mr. Hunt	Mr. Snyder
Mr. Brasher	Mr. Jackson	Mr. Spafard
Mr. Brown	Mr. Johnson	Mr. Staats
Mr. Bull	Mr. Jones	Mr. Stafford
Mr. Butrick	Mr. Kernan	Mr. Stone
Mr. Campbell	Mr. Le Fever	Mr. Strong
Mr. Cargill	Mr. Livingston	Mr. Sumner
Mr. Cash	Mr. Mabbett	Mr. Temple
Mr. Chamberlin	Mr. M'Keon	Mr. Terry
Mr. Clark	Mr. Mersereau	Mr. Thomson
Mr. Coe	Mr. Mitchell	Mr. Todd
Mr. Conklin	Mr. Morehouse	Mr. Tompkins
Mr. Collin	Mr. Morrell	Mr. Wait
Mr. Crosby	Mr. Morris	Mr. Ward
Mr. Culver	Mr. Myers	Mr. Wheeler
Mr. Cuykendall	Mr. Nichols	Mr. Whipple
Mr. Dana	Mr. Orr	Mr. Willes
Mr. Degrauw	Mr. Osborne	Mr. Wright
Mr. Drake	Mr. Palmer	Mr. Yates
Mr. Dusenbury	Mr. A. J. Parker	Mr. Younglove
Mr. Dyer	Mr. I. S. Parker	Mr. Young
Mr. Enos		

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Those who voted in the negative are

Mr. Clary

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The said engrossed bill, entitled "An act to amend an act entitled 'An act to incorporate the Philipstown turnpike company in the



county of Putnam,' passed April 14th, 1815," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 80 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. J. H. Parker
Mr. Angel	Mr. Gordon	Mr. Parkhurst
Mr. Anthony	Mr. Grover	Mr. Patterson
Mr. Archibald	Mr. Guinnip	Mr. Phelps
Mr. Bagley	Mr. Haight	Mr. Ringgold
Mr. Bartle	Mr. Hall	Mr. Robertson
Mr. Beardslee	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Bogardus	Mr. Healy	Mr. Schermerhorn
Mr. Bostwick	Mr. Hough	Mr. Sears
Mr. Bowne	Mr. Humphrey	Mr. Shays
Mr. Brasher	Mr. Hunt	Mr. Smith
Mr. Brown	Mr. Jackson	Mr. Snyder
Mr. Bull	Mr. Johnson	Mr. Spafard
Mr. Butrick	Mr. Jones	Mr. Speaker
Mr. Cargill	Mr. Kernan	Mr. Staats
Mr. Cash	Mr. Le Fever	Mr. Stafford
Mr. Clark	Mr. Livingston	Mr. Stone
Mr. Clary	Mr. Mabbett	Mr. Sumner
Mr. Coe	Mr. M'Knight	Mr. Temple
Mr. Conklin	Mr. Mersereau	Mr. Terry
Mr. Collin	Mr. Mitchell	Mr. Thomson
Mr. Culver	Mr. Morehouse	Mr. Todd
Mr. Cuykendall	Mr. Morrell	Mr. Wait
Mr. Dana	Mr. Morris	Mr. Ward
Mr. Degrauw	Mr. Myers	Mr. Whipple
Mr. Drake	Mr. Myrick	Mr. Willes
Mr. Dusenbury	Mr. Nichols	Mr. Wright
Mr. Dyer	Mr. Osborne	Mr. Yates
Mr. Enos	Mr. Palmer	Mr. Younglove
Mr. Fleming	Mr. A. J. Parker	Mr. Young

90

The said engrossed bill, entitled "An act to incorporate the village of Laurens in the county of Otsego," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 99 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Enos	Mr. A. J. Parker
Mr. Angel	Mr. Fleming	Mr. I. S. Parker
Mr. Anthony	Mr. Fox	Mr. J. H. Parker
Mr. Archibald	Mr. Germond	Mr. Parkhurst
Mr. Arnold	Mr. Gordon	Mr. Phelps
Mr. Bagley	Mr. Grover	Mr. Ringgold
Mr. Barnes	Mr. Guinnip	Mr. Robertson
Mr. Bartle	Mr. Haight	Mr. J. P. Robinson
Mr. Beardslee	Mr. Hall	Mr. Sears
Mr. Bogardus	Mr. Hasbrouck	Mr. Shays
Mr. Bostwick	Mr. Healy	Mr. Smith
Mr. Bowne	Mr. Humphrey	Mr. Snyder
Mr. Brasher	Mr. Hunt	Mr. Spafard
Mr. Brown	Mr. Jackson	Mr. Speaker
Mr. Bull	Mr. Johnson	Mr. Staats
Mr. Butrick	Mr. Kernan	Mr. Stafford
Mr. Campbell	Mr. Le Fever	Mr. Stone
Mr. Cargill	Mr. Lewis	Mr. Strong
Mr. Cash	Mr. Livingston	Mr. Sumner
Mr. Chamberlin	Mr. Mabbett	Mr. Temple
Mr. Clark	Mr. M'Keon	Mr. Terry
Mr. Clary	Mr. M'Knight	Mr. Thomson
Mr. Coe	Mr. Mersereau	Mr. Todd
Mr. Conklin	Mr. Mitchell	Mr. Tompkins
Mr. Colliñ	Mr. Morehouse	Mr. Wait
Mr. Crosby	Mr. Morrell	Mr. Ward
Mr. Culver	Mr. Morris	Mr. Wheeler
Mr. Cuykendall	Mr. Myers	Mr. Whipple
Mr. Dana	Mr. Myrick	Mr. Willes
Mr. Degrauw	Mr. Nichols	Mr. Wright
Mr. Drake	Mr. Orr	Mr. Yates
Mr. Dusenbury	Mr. Osborne	Mr. Younglove
Mr. Dyer	Mr. Palmer	Mr. Young

99

The said engrossed bill, entitled "An act to incorporate the Medina and Darien rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 95 }  
{ NAYS 02 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Guinnip	Mr. Parkhurst
Mr. Angel	Mr. Haight	Mr. Patterson
Mr. Anthony	Mr. Hall	Mr. Phelps
Mr. Archibald	Mr. Hasbrouck	Mr. Ringgold
Mr. Arnold	Mr. Healy	Mr. Robertson
Mr. Bagley	Mr. Herttell	Mr. J. P. Robinson
Mr. Bartle	Mr. Hough	Mr. Schermerhorn
Mr. Beardslee	Mr. Humphrey	Mr. Sears
Mr. Bogardus	Mr. Hunt	Mr. Shays
Mr. Bostwick	Mr. Jackson	Mr. Smith
Mr. Bowne	Mr. Johnson	Mr. Snyder
Mr. Bull	Mr. Jones	Mr. Spafard
Mr. Butrick	Mr. Kernan	Mr. Speaker
Mr. Cargill	Mr. Le Fever	Mr. Staats
Mr. Cash	Mr. Lewis	Mr. Stafford
Mr. Chamberlin	Mr. Livingston	Mr. Stone
Mr. Clark	Mr. Mabbett	Mr. Strong
Mr. Clary	Mr. M'Knight	Mr. Sumner
Mr. Coc	Mr. Mersereau	Mr. Temple
Mr. Conklin	Mr. Mitchell	Mr. Terry
Mr. Collin	Mr. Morehouse	Mr. Thomson
Mr. Crosby	Mr. Morrell	Mr. Todd
Mr. Culver	Mr. Morris	Mr. Wait
Mr. Cuykendall	Mr. Myers	Mr. Ward
Mr. Dana	Mr. Myrick	Mr. Wheeler
Mr. Degrauw	Mr. Nichols	Mr. Whipple
Mr. Drake	Mr. Orr	Mr. Willes
Mr. Dusenbury	Mr. Osborne	Mr. Wright
Mr. Dyer	Mr. Palmer	Mr. Yates
Mr. Enos	Mr. A. J. Parker	Mr. Younglove
Mr. Gordon	Mr. I. S. Parker	Mr. Young
Mr. Grover	Mr. J. H. Parker	

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Those who voted in the negative are

Mr. Campbell	Mr. Fleming	2
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The said engrossed bill, entitled "An act to incorporate the Long Island rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	96	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Dyer	Mr. Osborne
Mr. Angel	Mr. Enos	Mr. Palmer

Mr. Anthony	Mr. Fleming	Mr. A. J. Parker
Mr. Archibald	Mr. Germond	Mr. I. S. Parker
Mr. Arnold	Mr. Gordon	Mr. J. H. Parker
Mr. Bagley	Mr. Grover	Mr. Patterson
Mr. Barnes	Mr. Guinnip	Mr. Phelps
Mr. Bartle	Mr. Haight	Mr. Robertson
Mr. Beardslee	Mr. Hall	Mr. J. P. Robinson
Mr. Bogardus	Mr. Healy	Mr. Sears
Mr. Bostwick	Mr. Herttell	Mr. Shays
Mr. Bowne	Mr. Hough	Mr. Smith
Mr. Brasher	Mr. Humphrey	Mr. Snyder
Mr. Brown	Mr. Hunt	Mr. Spafard
Mr. Bull	Mr. Jackson	Mr. Staats
Mr. Butrick	Mr. Johnson	Mr. Stafford
Mr. Campbell	Mr. Jones	Mr. Stone
Mr. Cargill	Mr. Kernan	Mr. Strong
Mr. Cash	Mr. Le Fever	Mr. Sumner
Mr. Chamberlin	Mr. Livingston	Mr. Temple
Mr. Clark	Mr. Mabbett	Mr. Terry
Mr. Clary	Mr. M'Keon	Mr. Thomson
Mr. Coe	Mr. M'Knight	Mr. Todd
Mr. Conklin	Mr. Mersereau	Mr. Wait
Mr. Collin	Mr. Mitchell	Mr. Ward
Mr. Crosby	Mr. Morehouse	Mr. Wheeler
Mr. Culver	Mr. Morrell	Mr. Whipple
Mr. Cuykendall	Mr. Morris	Mr. Willes
Mr. Dana	Mr. Myers	Mr. Wright
Mr. Degrauw	Mr. Myrick	Mr. Yates
Mr. Drake	Mr. Nichols	Mr. Younglove
Mr. Dusenbury	Mr. Orr	Mr. Young

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The said engrossed bill, entitled "An act to discontinue the west ten miles of the Bath and Lake Erie turnpike," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Guinnip	Mr. Parkhurst
Mr. Anthony	Mr. Haight	Mr. Patterson
Mr. Archibald	Mr. Hall	Mr. Phelps
Mr. Arnold	Mr. Healy	Mr. Ringgold
Mr. Bartle	Mr. Herttell	Mr. Robertson
Mr. Beardslee	Mr. Hough	Mr. J. P. Robinson
Mr. Bogardus	Mr. Humphrey	Mr. Schermerhorn

Mr. Bostwick	Mr. Hunt	Mr. Sears
Mr. Bowne	Mr. Jackson	Mr. Shays
Mr. Brown	Mr. Johnson	Mr. Smith
Mr. Bull	Mr. Jones	Mr. Snyder
Mr. Butrick	Mr. Kernan	Mr. Spafard
Mr. Campbell	Mr. Le Fever	Mr. Speaker
Mr. Cash	Mr. Lewis	Mr. Staats
Mr. Clark	Mr. Livingston	Mr. Stafford
Mr. Clary	Mr. Mabbett	Mr. Stone
Mr. Coe	Mr. M'Knight	Mr. Strong
Mr. Conklin	Mr. Mersereau	Mr. Sumner
Mr. Collin	Mr. Mitchell	Mr. Temple
Mr. Crosby	Mr. Morehouse	Mr. Terry
Mr. Culver	Mr. Morrell	Mr. Thomson
Mr. Cuykendall	Mr. Morris	Mr. Todd
Mr. Dana	Mr. Myers	Mr. Wait
Mr. Degrauw	Mr. Myrick	Mr. Ward
Mr. Drake	Mr. Nichols	Mr. Wheeler
Mr. Dusenbury	Mr. Orr	Mr. Whipple
Mr. Dyer	Mr. Osborne	Mr. Willes
Mr. Enos	Mr. Palmer	Mr. Wright
Mr. Fleming	Mr. A. J. Parker	Mr. Yates
Mr. Germond	Mr. I. S. Parker	Mr. Younglove
Mr. Gordon	Mr. J. H. Parker	Mr. Young
Mr. Grover		

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*Ordered,* That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act relative to roads and bridges in Saratoga-Springs in Saratoga;" the engrossed bill entitled "An act to authorise the supervisors of the county of Allegany to raise money to build a bridge over the Genesee river;" the engrossed bill entitled "An act regulating the admeasurement and inspection of wood and bark;" and the engrossed bill entitled "An act to amend part first, chapter sixteenth, title first, article fourth of the Revised Statutes, and in addition thereto;" and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act relative to roads and bridges in Saratoga-Springs in Saratoga," was read the third time.

*Resolved,* That the bill do pass.

The said engrossed bill, entitled "An act to authorise the supervisors of the county of Allegany to raise money to build a bridge over the Genesee river," was read the third time.

*Resolved,* That the bill do pass.

The said engrossed bill, entitled "An act regulating the admeasurement and inspection of wood and bark," was read the third time.

*Resolved,* That the bill do pass.

The said engrossed bill, entitled "An act to amend part first,

chapter sixteenth, title first, article fourth of the Revised Statutes, and in addition thereto," was read the third time.

**Resolved,** That the bill do pass.

**Ordered,** That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the village of Alexander in the county of Genesee," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 97 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. J. H. Parker
Mr. Anthony	Mr. Gordon	Mr. Parkhurst
Mr. Archibald	Mr. Grover	Mr. Patterson
Mr. Arnold	Mr. Guinnip	Mr. Ringgold
Mr. Bagley	Mr. Haight	Mr. Robertson
Mr. Barnes	Mr. Hall	Mr. J. P. Robinson
Mr. Bartle	Mr. Healy	Mr. Schermerhorn
Mr. Beardslee	Mr. Herttell	Mr. Sears
Mr. Bogardus	Mr. Hough	Mr. Shays
Mr. Bostwick	Mr. Humphrey	Mr. Smith
Mr. Bowne	Mr. Hunt	Mr. Snyder
Mr. Brown	Mr. Jackson	Mr. Spafard
Mr. Bull	Mr. Johnson	Mr. Speaker
Mr. Butrick	Mr. Kernan	Mr. Staats
Mr. Campbell	Mr. Le Fever	Mr. Stafford
Mr. Cash	Mr. Lewis	Mr. Stone
Mr. Chamberlin	Mr. Livingston	Mr. Strong
Mr. Clark	Mr. Mabbett	Mr. Sumner
Mr. Clary	Mr. M'Keon	Mr. Temple
Mr. Coe	Mr. M'Knight	Mr. Terry
Mr. Conklin	Mr. Mersereau	Mr. Thomson
Mr. Collin	Mr. Morehouse	Mr. Todd
Mr. Crosby	Mr. Morrell	Mr. Tompkins
Mr. Culver	Mr. Morris	Mr. Wait
Mr. Cuykendall	Mr. Myers	Mr. Ward
Mr. Dana	Mr. Myrick	Mr. Wheeler
Mr. Degrauw	Mr. Nichols	Mr. Whipple
Mr. Drake	Mr. Orr	Mr. Willet
Mr. Dusenbury	Mr. Osborne	Mr. Wright
Mr. Dyer	Mr. Palmer	Mr. Yates

Mr. Enos  
Mr. Fleming  
Mr. Fowler

Mr. A. J. Parker  
Mr. I. S. Parker

Mr. Younglove  
Mr. Young

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act for the relief of the Mount-Hope and Lumberland turnpike road company," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to lay out a public highway through an orchard in the town of Yorktown, county of Westchester," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative.

{ AYES 74 }  
{ NAYS 16 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anderson  
Mr. Angel  
Mr. Anthony  
Mr. Archibald  
Mr. Bagley  
Mr. Bartle  
Mr. Beardslee  
Mr. Bogardus  
Mr. Bostwick  
Mr. Bowne  
Mr. Brasher  
Mr. Brown  
Mr. Bull  
Mr. Cash  
Mr. Chamberlin  
Mr. Clark  
Mr. Clary  
Mr. Coe  
Mr. Conklin  
Mr. Collin  
Mr. Crosby  
Mr. Culver

Mr. Dusenbury  
Mr. Dyer  
Mr. Fleming  
Mr. Fowler  
Mr. Gordon  
Mr. Guinnip  
Mr. Hall  
Mr. Hasbrouck  
Mr. Hough  
Mr. Humphrey  
Mr. Hunt  
Mr. Jackson  
Mr. Johnson  
Mr. Jones  
Mr. Kernan  
Mr. Le Fever  
Mr. Livingston  
Mr. Mabbett  
Mr. M'Knight  
Mr. Mersereau  
Mr. Mitchell  
Mr. Morehouse

Mr. Palmer  
Mr. A. J. Parker  
Mr. Parkhurst  
Mr. Patterson  
Mr. Phelps  
Mr. Ringgold  
Mr. Robertson  
Mr. J. P. Robinson  
Mr. Schermerhorn  
Mr. Sears  
Mr. Shays  
Mr. Smith  
Mr. Snyder  
Mr. Spafard  
Mr. Staats  
Mr. Stafford  
Mr. Strong  
Mr. Sumner  
Mr. Terry  
Mr. Thomson  
Mr. Todd  
Mr. Wright

Mr. Cuykendall  
Mr. Degrauw  
Mr. Drake

Mr. Myers  
Mr. Nichols  
Mr. Osborne

Mr. Younglove  
Mr. Young

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Those who voted in the negative are

Mr. Butrick  
Mr. Campbell  
Mr. Cargill  
Mr. Dana  
Mr. Enos  
Mr. Haight

Mr. Healy  
Mr. Morrell  
Mr. Morris  
Mr. Myrick  
Mr. Temple

Mr. Wait  
Mr. Ward  
Mr. Whipple  
Mr. Willes  
Mr. Yates

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

And then the House adjourned until ten o'clock to-morrow morning.

## TUESDAY, MARCH 18, 1834.

The House met pursuant to adjournment.

The memorial of Aaron Parkhurst of Arcadia in the county of Wayne, praying remuneration for labor alleged to have been heretofore performed on the Erie canal, was read, and referred to the Canal Commissioners.

The remonstrance of sundry inhabitants of the town of Auburn in the county of Cayuga, against any extension of the limits of the village of Auburn, either north or south, was read, and committed to the committee of the whole when on the bill to which it relates.

Three several petitions of sundry inhabitants of the county of Tioga, praying the aid of the State in the construction of the New-York and Erie rail-road, were read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the county of Herkimer, praying for the repeal of the law exempting church property and the property of clergymen from taxation, was read, and committed to the committee of the whole when on the bill upon that subject.

The memorial of sundry inhabitants of the county of Tioga, praying for an alteration of the law regulating elections, was read, and referred to the committee on privileges and elections.

The petition of the Erin Fraternal Benevolent Society of Brooklyn in the county of Kings, praying for an act of incorporation, was read, and referred to the committee on the incorporation of charitable and religious societies.

The petition of Michael Alsas, an alien, and sundry other inha-



bitants of the county of Albany, praying for the passage of an act confirming certain sales of real estate made by the said alien, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the city of New-York, praying for the passage of an act allowing witnesses to be examined under a judge or commissioner's order, was read, and referred to the committee on the judiciary.

The petition of P. I. Enders, praying for damages alleged to have been sustained by the raising the State dam across the Schoharie creek, was read, and referred to the Canal Commissioners.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Monroe, praying for authority to erect a bridge across the Genesee river, reported a bill, entitled "An act to authorize the supervisors of the county of Monroe to raise money to build a bridge across the Genesee river, at some eligible point between the mouth of Little Black creek, and Mr. Jones' old tavern stand in the town of Chili;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petitions of sundry inhabitants of the counties of Genesee, Ontario, Livingston and Monroe, praying for the incorporation of a company to construct a rail-road from the city of Buffalo to the village of Geneva in the county of Ontario, reported a bill, entitled "An act to incorporate the Geneva and Tonawanda rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Barnes, from the committee on trade and manufactures, to which was referred the petition of sundry citizens of the county of Tompkins, praying that the provisions of the act relative to incorporations for manufacturing purposes, passed April 14th, 1817, and also the act in favor of the county of Oneida, passed April 7th, 1819, for the manufacture of morocco and other leather, may be extended to the county of Tompkins, reported a bill, entitled "An act in addition to the act entitled 'An act to amend the act relative to incorporations for manufacturing purposes,' passed April 7th, 1819;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Phelps, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to incorporate the Buffalo and Niagara falls rail-road company;" the bill entitled "An act relating to the collection of taxes in the towns of Putnam and Dresden in the

county of Washington;" the bill entitled "An act to amend an act entitled 'An act to incorporate the Troy and Schenectady M'Adam turnpike company,' passed April 30th, 1833;" the bill entitled "An act authorising the board of supervisors of the county of Chautauque to raise money to complete the jail of said county;" the bill entitled "An act to authorise Richard Pennell to erect a dock in the town of New-Utrecht;" the bill entitled "An act authorising the board of supervisors of the county of Washington to raise money to defray the expenses of rebuilding and repairing bridges in the town of Granville;" the bill entitled "An act further to provide for the collection of taxes assessed upon personal property," and the bill entitled "An act concerning the discharging of judgments."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to incorporate the Buffalo and Niagara falls railroad company," the bill entitled "An act relating to the collection of taxes in the towns of Putnam and Dresden in the county of Washington," and the bill entitled "An act to amend an act entitled 'An act to incorporate the Troy and Schenectady McAdam turnpike company,' passed April 30th, 1833," be referred to a select committee, consisting of Mr. Haight, Mr. Staats and Mr. Germond; that the bill entitled "An act authorising the board of supervisors of the county of Chautauque to raise money to complete the jail of said county," the bill entitled "An act to authorise Richard Pennell to erect a dock in the town of New-Utrecht," and the bill entitled "An act authorising the board of supervisors of the county of Washington to raise money to defray the expenses of rebuilding and repairing bridges in the town of Granville," be referred to a select committee, consisting of Mr. Fox, Mr. Palmer and Mr. Barnes; and that the bill entitled "An act further to provide for the collection of taxes assessed upon personal property," and the bill entitled "An act concerning the discharging of judgments," be referred to a select committee, consisting of Mr. McKeon, Mr. Clary and Mr. Titus, to be by the said committees severally reported complete.

Mr. Beardslee, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to repeal an act to appoint commissioners to lay out a road from German-flatts in the county of Herkimer, to Fort-Plain in the county of Montgomery, passed April 26th, 1831," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Cargill, from the select committee to which was referred the bill entitled "An act to incorporate the village of Camden in the county of Oneida," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Wheeler, from the select committee to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the Croton turnpike company,' passed April 6th, 1807," and the bill entitled "An act to authorise a part of the poor fund of the town of Ulysses to be applied toward the support of roads and bridges in said town," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

Mr. J. P. Robinson, from the select committee to which was referred the bill entitled "An act to incorporate the Institute of Accountants of the State of New-York," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Wheeler, from the select committee to which was referred the bill entitled "An act to incorporate the Manheim and Salisbury rail-road company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Drake, from the select committee to which was recommitted the engrossed bill entitled "An act to amend title ninth, part first, chapter twentieth of the Revised Statutes," reported, that the committee had gone through the said bill, made amendments thereto, altered the title to "An act to authorise an appeal from a board of excise," and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be re-engrossed.

Mr. J. P. Robinson, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Fishkill iron company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same, and recommend that the said amendments be ordered to be engrossed, and the bill ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

A communication from the Commissioners of the Canal Fund, was received and read, in the words following, to wit:

The Commissioners of the Canal Fund, to whom was referred by the Assembly, the memorial of William Buell, respectfully report:

[See Document No. 318.]

*Ordered,* That the said report be referred to the committee on grievances.

A copy of a resolution of the Senate was received and read, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That a committee of conference be appointed on the amendment to the bill entitled "An act to amend an act entitled 'An act to establish a corporation for improving and making a turnpike road from Newburgh to New-Windsor,' passed April 2, 1806," which is the subject of disagreement between the two houses; and in case of concurrence, that Mr. Westcott, Mr. Seward and Mr. Kemble, be of the said committee on the part of the Senate.

Thereupon,

*Resolved*, That this House do concur with the Senate in their said resolution; and that Mr. Fleming, Mr. Gordon and Mr. Kernan, be of the said committee on the part of this House.

*Ordered*, That the Clerk deliver a copy of the preceding resolution of concurrence to the Senate.

Two several messages from the Senate were read, informing that they have concurred with this House in its amendments to the bill entitled "An act to provide for the erection of a new courthouse in the county of Cayuga," and to the bill entitled "An act to incorporate the Poughkeepsie female seminary," and have amended the said bills accordingly.

The said amended bills having been examined,

*Ordered*, That the Clerk return the same to the Senate.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to amend the act entitled 'An act to incorporate the village of Sherburne;'" and the engrossed bill entitled "An act to exempt certain persons therein mentioned, from the performance of military duty;" and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to amend the act entitled 'An act to incorporate the village of Sherburne,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 90 }  
{ NAYS 02 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. Parkhurst
Mr. Angel	Mr. Gordon	Mr. Patterson
Mr. Anthony	Mr. Grover	Mr. Phelps
Mr. Archibald	Mr. Guinnip	Mr. Ringgold
Mr. Arnold	Mr. Hall	Mr. Robertson
Mr. Bagley	Mr. Harris	Mr. J. P. Robinson
Mr. Barnes	Mr. Hasbrouck	Mr. Schermerhorn
Mr. Bartle	Mr. Herttell	Mr. Sears
Mr. Beardslee	Mr. Hough	Mr. Shays

Mr. Bogardus	Mr. Humphrey	Mr. Smith
Mr. Bostwick	Mr. Hunt	Mr. Snyder
Mr. Bowne	Mr. Jackson	Mr. Speaker
Mr. Brown	Mr. Johnson	Mr. Staats
Mr. Bull	Mr. Le Fever	Mr. Stafford
Mr. Butrick	Mr. Lewis	Mr. Stevenson
Mr. Cash	Mr. Livingston	Mr. Stone
Mr. Chamberlin	Mr. Mabbett	Mr. Strong
Mr. Clark	Mr. M'Keon	Mr. Temple
Mr. Clary	Mr. M'Knight	Mr. Terry
Mr. Coe	Mr. Mersereau	Mr. Thomson
Mr. Conklin	Mr. Mitchell	Mr. Todd
Mr. Collin	Mr. Morehouse	Mr. Tompkins
Mr. Crosby	Mr. Morris	Mr. Wait
Mr. Culver	Mr. Myrick	Mr. Wheeler
Mr. Cuykendall	Mr. Nichols	Mr. Whipple
Mr. Dana	Mr. Orr	Mr. Willes
Mr. Degrauw	Mr. Palmer	Mr. Wright
Mr. Dyer	Mr. A. J. Parker	Mr. Yates
Mr. Enos	Mr. I. S. Parker	Mr. Younglove
Mr. Fleming	Mr. J. H. Parker	Mr. Young

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Those who voted in the negative are

Mr. Osborne	Mr. Sumner	2
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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The said engrossed bill, entitled "An act to exempt certain persons therein mentioned, from the performance of military duty," was read the third time.

*Resolved*, That the bill be rejected.

The engrossed bill entitled "An act for the relief of the Mount-Hope and Lumberland turnpike road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 92 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Angel	Mr. Grover	Mr. Phelps
Mr. Anthony	Mr. Guinnip	Mr. Ringgold
Mr. Archibald	Mr. Haight	Mr. Robertson
Mr. Arnold	Mr. Hall	Mr. J. P. Robinson
Mr. Bagley	Mr. Harris	Mr. Schermerhorn
Mr. Barnes	Mr. Hasbrouck	Mr. Sears

Mr. Bartle	Mr. Herttell	Mr. Shays
Mr. Beardslee	Mr. Hough	Mr. Snyder
Mr. Bogardus	Mr. Humphrey	Mr. Spafard
Mr. Bostwick	Mr. Hunt	Mr. Speaker
Mr. Bowne	Mr. Jackson	Mr. Staats
Mr. Brown	Mr. Johnson	Mr. Stafford
Mr. Bull	Mr. Jones	Mr. Stevenson
Mr. Campbell	Mr. Kernan	Mr. Stone
Mr. Cargill	Mr. Le Fever	Mr. Strong
Mr. Cash	Mr. Lewis	Mr. Sumner
Mr. Clark	Mr. Livingston	Mr. Temple
Mr. Clary	Mr. Mabbett	Mr. Terry
Mr. Coe	Mr. M'Keon	Mr. Thomson
Mr. Conklin	Mr. M'Knight	Mr. Todd
Mr. Collin	Mr. Mitchell	Mr. Tompkins
Mr. Crosby	Mr. Morehouse	Mr. Wait
Mr. Culver	Mr. Morris	Mr. Ward
Mr. Cuykendall	Mr. Myrick	Mr. Wheeler
Mr. Dana	Mr. Orr	Mr. Whipple
Mr. Degrauw	Mr. Osborne	Mr. Willes
Mr. Dusenbury	Mr. Palmer	Mr. Wright
Mr. Dyer	Mr. A. J. Parker	Mr. Yates
Mr. Enos	Mr. I. S. Parker	Mr. Younglove
Mr. Fleming	Mr. Parkhurst	Mr. Young
Mr. Gordon	Mr. Patterson	

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Those who voted in the negative are

Mr. Gardner

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to enlarge the boundaries of the village of Salem in the county of Washington, and to amend the act entitled 'An act to vest certain powers in the freeholders and inhabitants of the village of Salem in the county of Washington,' passed April 4th, 1803;" and the engrossed bill entitled "An act to incorporate the Saratoga and Washington rail-road company," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

The engrossed bill from the Senate, entitled "An act to repeal an act to appoint commissioners to lay out a road from German-flatts in the county of Herkimer, to Fort-Plain in the county of Montgomery, passed April 26th, 1831," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

In pursuance of previous notice, Mr. Bull asked for and obtained leave to bring in a bill, entitled "An act for establishing a justices' court in the city of Troy;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

*Ordered*, That Mr. Grinnell have leave of absence for six days, and Mr. O. Robinson and Mr. Bockoven for eight days each.

In pursuance of previous notice, Mr. Haight asked for and obtained leave to bring in a bill, entitled "An act to amend section first of title first of chapter fourth of part second of the Revised Statutes, in relation to limited partnerships;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

Mr. Haight gave notice that he would, at some future day, ask leave to introduce a bill to consolidate and amend the several statutes concerning the election of justices of the peace.

Mr. Osborne gave notice that he would, on some future day, ask leave to introduce a bill, authorising the Comptroller to loan money to the treasurer of the county of Chautauque.

Mr. Mitchell gave notice that he would, on some future day, ask leave to introduce a bill, entitled "An act to amend article second, title fifth of chapter sixth, part third of the Revised Statutes, entitled 'Of executions against property.'"

On motion of Mr. Degrauw,

*Resolved*, That the applicants for the Bookmakers' Bank, have leave to withdraw their petition.

On motion of Mr. Morris,

*Resolved*, That the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, be directed to inquire into the expediency of repealing, modifying or amending section fifty-seventh of article fourth of title first of chapter sixteenth of part first of the Revised Statutes; and that such committee report thereon by bill or otherwise.

Mr. Enos gave notice that he would, on some future day, ask leave to introduce a bill, amending section sixth, part first, title second, chapter tenth of the Revised Statutes.

Mr. Bartle gave notice that he would, on some future day, ask leave to introduce a bill to amend article second, title fourth, chapter second, part third of the Revised Statutes, relative to the service and return of attachments, and the execution of bonds on attachments issued by justices of the peace.

On motion of Mr. McKeon,

*Resolved*, That the Clerk report to this House a list of bank bills (including those proposing an increase of the capital of existing banks,) reported by the committee on the incorporation and alteration of the charters of banking and insurance companies, stating the amount of capital and proposed location of each bank.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bull,

from the said committee, reported progress, and asked for and obtained leave to sit again.

*Ordered.* That the usual number of copies of the substitute offered by Mr. A. J. Parker, when in committee of the whole on the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," be printed for the use of the Legislature.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by justices of the peace;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Neal Brown;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Mabbett, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered.* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act in relation to the public funds;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bartle, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to alter and amend an act entitled 'An act to incorporate the New-York life insurance and trust company,' passed March 9th, 1830;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Clary, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Buffalo savings bank in the city of Buffalo;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Wright, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.



**WEDNESDAY, MARCH 19, 1834.**

**The House met pursuant to adjournment.**

The petition of sundry inhabitants of the counties of Onondaga, Madison and Oneida, praying for the incorporation of a company to construct a McAdam road from the village of Syracuse to the city of Utica, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the town of Westmoreland in the county of Oneida, praying for an alteration of the excise law, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Chautauque, praying for the erection of a new town in said county, with a remonstrance against the same, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the town of Glenville in the county of Schenectady, praying for the passage of an act authorising the trustees of said town to receive commutation for certain quit rents due said town, was read, and referred to a select committee, consisting of Mr. Schermerhorn, Mr. Marvin and Mr. Wheeler.

The petition of sundry inhabitants of the county of Greene, praying for the repeal of the law abolishing imprisonment for debt, was read, and committed to the committee of the whole when on the bill to which it relates.

Two several petitions of sundry inhabitants of the county of Chautauque, praying for aid from the State in constructing the New-York and Erie rail-road, were read, and referred to the committee on rail-roads.

The petition of sundry free people of color of the State of New-York, praying that the right of voting at elections may be extended to them, without regard to property, was read, and referred to the committee on privileges and elections.

The petition of sundry inhabitants of the county of Queens, praying for the incorporation of a company to purchase ground, and erect a public house at Rockaway in said county, was read, and referred to a select committee, consisting of Mr. Morris, Mr. Anderson and Mr. Conklin.

The remonstrance of sundry inhabitants of the county of Genesee, against a division of said county, was read, and referred to the committee on the erection and division of towns and counties.

Two several memorials of sundry inhabitants of the counties of Kings and Genesee, on the subject of the present law regulating elections, was read, and referred to the committee on privileges and elections.

Mr. Mabbett, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants

of the port of Sag-Harbor in the county of Suffolk, praying for the incorporation of a company to construct a bridge from said port to Hog neck, reported a bill, entitled "An act to incorporate the Payne neck bridge company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Germond, from the committee on the militia and public defence, to which was referred the petition of the first regiment of horse artillery, praying that the members of said horse artillery may be exempt from jury duty during life, reported a bill, entitled "An act to extend the privileges of members of the first regiment of the first brigade of light artillery;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of Steuben and Allegany, praying for the appointment of commissioners to lay out a road from Hammondsport to the village of Angelica, reported a bill, entitled "An act to appoint commissioners to lay out a road from the head of the Crooked lake in the county of Steuben, to the village of Angelica in the county of Allegany;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the memorial of sundry inhabitants of the county of Steuben, praying for the repeal of the act incorporating the Hector and Catharine Turnpike and Bridge Company, reported a bill, entitled "An act to repeal the act entitled 'An act to incorporate the Hector and Catharine turnpike road and bridge company,' passed April 15th, 1823;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Gordon, from the committee on the judiciary, to which was referred the petition of Obadiah Sands, praying for the passage of an act confirming his title to certain lands, reported a bill, entitled "An act to confirm the title of Obadiah Sands to certain lands;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act for establishing a justice's court in the city of Troy," reported, that the committee have examined the said bill, and prepared amendments thereto, with which they recommend that the said bill be passed into a law.

*Ordered*, That the said bill and amendments be committed to a committee of the whole house.

Mr. Haight, from the select committee to which was referred the memorial of Giles H. Holden and others, who composed the

Mr. Bogardus	Mr. Hunt	Mr. Schermerhorn
Mr. Bowne	Mr. Jackson	Mr. Sears
Mr. Brasher	Mr. Johnson	Mr. Shays
Mr. Bull	Mr. Jones	Mr. Smith
Mr. Butrick	Mr. Kernan	Mr. Snyder
Mr. Cargill	Mr. Kingman	Mr. Spafard
Mr. Cash	Mr. Le Fever	Mr. Speaker
Mr. Chamberlin	Mr. Lewis	Mr. Staats
Mr. Clark	Mr. Livingston	Mr. Stafford
Mr. Clary	Mr. Lockwood	Mr. Stone
Mr. Coe	Mr. Mabbett	Mr. Strong
Mr. Conklin	Mr. Marvin	Mr. Sumner
Mr. Collin	Mr. M'Knight	Mr. Temple
Mr. Culver	Mr. Mersereau	Mr. Terry
Mr. Dana	Mr. Mitchell	Mr. Thomson
Mr. Drake	Mr. Morehouse	Mr. Titus
Mr. Dusenbury	Mr. Morrell	Mr. Todd
Mr. Dyer	Mr. Morris	Mr. Wait
Mr. Enos	Mr. Myers	Mr. Ward
Mr. Fleming	Mr. Myrick	Mr. Wheeler
Mr. Fox	Mr. Nichols	Mr. Willes
Mr. Gardner	Mr. Orr	Mr. Wright
Mr. Germond	Mr. Osborne	Mr. Yates
Mr. Gordon	Mr. Palmer	Mr. Younglove
Mr. Grover	Mr. A. J. Parker	Mr. Young
Mr. Haight		

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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

Mr. Hall, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to incorporate the Institute of Accountants of the State of New-York," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to authorise a part of the poor fund of the town of Ulysses to be applied toward the support of roads and bridges in said town;" the engrossed bill entitled "An act to amend an act entitled 'An act to incorporate the Croton turnpike company,' passed April 6th, 1807;" and the engrossed bill entitled "An act for the relief of Neal Brown;" and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to authorise a part of the poor fund of the town of Ulysses to be applied toward the support of roads and bridges in said town," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to amend an act entitled 'An act to incorporate the Croton turnpike company,' passed April 6th, 1807," was read the third time.

*Ordered*, That the bills be engrossed.

Mr. Cargill, from the select committee to which was referred the bill entitled "An act to regulate the weighing of beef in the public markets in the city of New-York," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be-engrossed.

The annual report of H. M. Hopkins, an inspector of lumber at Gibbonsville in the county of Albany, was received and read.

[See Document No. 344.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The annual report of William P. Lansing, an inspector of lumber in the town of Watervliet in the county of Albany, was received and read.

[See Document No. 322.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The Senate sent for concurrence, a bill entitled "An act explanatory of the act entitled 'An act to authorise the Mohawk and Hudson rail-road company to increase their capital stock, and for other purposes,' passed February 28th, 1834."

The said bill was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Beardslee made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the motion of Mr. Beardslee, and it was unanimously determined in the affirmative.

Thereupon,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Harris	Mr. I. S. Parker
Mr. Archibald	Mr. Hasbrouck	Mr. J. H. Parker
Mr. Arnold	Mr. Healy	Mr. Parkhurst
Mr. Bagley	Mr. Hertell	Mr. Phelps
Mr. Bartle	Mr. Hough	Mr. Robertson
Mr. Beardslee	Mr. Humphrey	Mr. J. P. Robinson

Mr. Bogardus	Mr. Hunt	Mr. Schermerhorn
Mr. Bowne	Mr. Jackson	Mr. Sears
Mr. Brasher	Mr. Johnson	Mr. Shays
Mr. Bull	Mr. Jones	Mr. Smith
Mr. Butrick	Mr. Kernan	Mr. Snyder
Mr. Cargill	Mr. Kingman	Mr. Spafard
Mr. Cash	Mr. Le Fever	Mr. Speaker
Mr. Chamberlin	Mr. Lewis	Mr. Staats
Mr. Clark	Mr. Livingston	Mr. Stafford
Mr. Clary	Mr. Lockwood	Mr. Stone
Mr. Coe	Mr. Mabbett	Mr. Strong
Mr. Conklin	Mr. Marvin	Mr. Sumner
Mr. Collin	Mr. M'Knight	Mr. Temple
Mr. Culver	Mr. Mersereau	Mr. Terry
Mr. Dana	Mr. Mitchell	Mr. Thomson
Mr. Drake	Mr. Morehouse	Mr. Titus
Mr. Dusenbury	Mr. Morrell	Mr. Todd
Mr. Dyer	Mr. Morris	Mr. Wait
Mr. Enos	Mr. Myers	Mr. Ward
Mr. Fleming	Mr. Myrick	Mr. Wheeler
Mr. Fox	Mr. Nichols	Mr. Willes
Mr. Gardner	Mr. Orr	Mr. Wright
Mr. Germond	Mr. Osborne	Mr. Yates
Mr. Gordon	Mr. Palmer	Mr. Younglove
Mr. Grover	Mr. A. J. Parker	Mr. Young
Mr. Haight		

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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

Mr. Hall, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to incorporate the Institute of Accountants of the State of New-York," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to authorise a part of the poor fund of the town of Ulysses to be applied toward the support of roads and bridges in said town;" the engrossed bill entitled "An act to amend an act entitled 'An act to incorporate the Croton turnpike company,' passed April 6th, 1807;" and the engrossed bill entitled "An act for the relief of Neal Brown;" and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to authorise a part of the poor fund of the town of Ulysses to be applied toward the support of roads and bridges in said town," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to amend an act entitled 'An act to incorporate the Croton turnpike company,' passed April 6th, 1807," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 97 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Hall	Mr. I. S. Parker
Mr. Archibald	Mr. Harris	Mr. J. H. Parker
Mr. Bartle	Mr. Hasbrouck	Mr. Parkhurst
Mr. Beardslee	Mr. Healy	Mr. Patterson
Mr. Bogardus	Mr. Herttell	Mr. Phelps
Mr. Bostwick	Mr. Hough	Mr. Robertson
Mr. Bowne	Mr. Humphrey	Mr. J. P. Robinson
Mr. Brasher	Mr. Hunt	Mr. Schermerhorn
Mr. Brown	Mr. Jackson	Mr. Sears
Mr. Bull	Mr. Johnson	Mr. Shays
Mr. Butrick	Mr. Kernan	Mr. Snyder
Mr. Cargill	Mr. Kingman	Mr. Spafard
Mr. Cash	Mr. Le Fever	Mr. Staats
Mr. Chamberlin	Mr. Lewis	Mr. Stafford
Mr. Clark	Mr. Livingston	Mr. Stone
Mr. Clary	Mr. Lockwood	Mr. Strong
Mr. Coe	Mr. Mabbett	Mr. Sumner
Mr. Conklin	Mr. Marvin	Mr. Temple
Mr. Collin	Mr. M'Keon	Mr. Terry
Mr. Culver	Mr. M'Knight	Mr. Thomson
Mr. Cuykendall	Mr. Mercereau	Mr. Titus
Mr. Dana	Mr. Mitchell	Mr. Todd
Mr. Degrauw	Mr. Morehouse	Mr. Tompkins
Mr. Drake	Mr. Morrell	Mr. Wait
Mr. Dusenbury	Mr. Morris	Mr. Ward
Mr. Dyer	Mr. Myers	Mr. Wheaton
Mr. Enos	Mr. Myrick	Mr. Wheeler
Mr. Fleming	Mr. Nichols	Mr. Willes
Mr. Gardner	Mr. Orr	Mr. Williams
Mr. Germond	Mr. Osborne	Mr. Wright
Mr. Gordon	Mr. Palmer	Mr. Younglove
Mr. Grover	Mr. A. J. Parker	Mr. Young
Mr. Haight		

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The said engrossed bill, entitled "An act for the relief of Neal Brown," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Harris	Mr. Parkhurst
Mr. Anthony	Mr. Healy	Mr. Patterson
Mr. Archibald	Mr. Herttell	Mr. Phelps
Mr. Bagley	Mr. Hough	Mr. Robertson
Mr. Bartle	Mr. Humphrey	Mr. J. P. Robinson
Mr. Beardslee	Mr. Hunt	Mr. Schermerhorn
Mr. Bogardus	Mr. Jackson	Mr. Sears
Mr. Bostwick	Mr. Jones	Mr. Shays
Mr. Brasher	Mr. Kernan	Mr. Smith
Mr. Brown	Mr. Kingman	Mr. Snyder
Mr. Bull	Mr. Le Fever	Mr. Stafford
Mr. Butrick	Mr. Lewis	Mr. Stone
Mr. Cargill	Mr. Livingston	Mr. Strong
Mr. Cash	Mr. Lockwood	Mr. Sumner
Mr. Chamberlin	Mr. Mabbett	Mr. Temple
Mr. Clark	Mr. M'Keon	Mr. Terry
Mr. Clary	Mr. M'Knight	Mr. Thomson
Mr. Coe	Mr. Mersereau	Mr. Titus
Mr. Conklin	Mr. Mitchell	Mr. Todd
Mr. Collin	Mr. Morrell	Mr. Tompkins
Mr. Culver	Mr. Morris	Mr. Wait
Mr. Cuykendall	Mr. Myers	Mr. Ward
Mr. Dana	Mr. Myrick	Mr. Wheaton
Mr. Degrauw	Mr. Nichols	Mr. Wheeler
Mr. Dusenbury	Mr. Orr	Mr. Willes
Mr. Dyer	Mr. Osborne	Mr. Williams
Mr. Enos	Mr. Palmer	Mr. Wright
Mr. Germond	Mr. A. J. Parker	Mr. Yates
Mr. Gordon	Mr. I. S. Parker	Mr. Younglove
Mr. Grover	Mr. J. H. Parker	Mr. Young
Mr. Hall		

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to incorporate the Fishkill iron company," with the engrossed amendments, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 92 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Grover	Mr. A. J. Parker
Mr. Archibald	Mr. Haight	Mr. I. S. Parker
Mr. Arnold	Mr. Harris	Mr. Parkhurst
Mr. Bagley	Mr. Hasbrouck	Mr. Patterson
Mr. Bartle	Mr. Healy	Mr. Phelps
Mr. Beardslee	Mr. Hough	Mr. Robertson
Mr. Bogardus	Mr. Humphrey	Mr. J. P. Robinson
Mr. Bostwick	Mr. Hunt	Mr. Schermerhorn
Mr. Bowne	Mr. Jackson	Mr. Sears
Mr. Brasher	Mr. Johnson	Mr. Shays
Mr. Brown	Mr. Jones	Mr. Snyder
Mr. Bull	Mr. Kernan	Mr. Spafard
Mr. Butrick	Mr. Kingman	Mr. Staats
Mr. Cargill	Mr. Le Fever	Mr. Stafford
Mr. Cash	Mr. Lewis	Mr. Strong
Mr. Clark	Mr. Livingston	Mr. Sumner
Mr. Clary	Mr. Lockwood	Mr. Temple
Mr. Coe	Mr. Mabbett	Mr. Terry
Mr. Conklin	Mr. Marvin	Mr. Thomson
Mr. Collin	Mr. M'Keon	Mr. Titus
Mr. Cuykendall	Mr. M'Knight	Mr. Tompkins
Mr. Dana	Mr. Mersereau	Mr. Wait
Mr. Drake	Mr. Mitchell	Mr. Ward
Mr. Dyer	Mr. Morehouse	Mr. Wheeler
Mr. Enos	Mr. Morrell	Mr. Willes
Mr. Fleming	Mr. Morris	Mr. Williams
Mr. Fowler	Mr. Myers	Mr. Wright
Mr. Fox	Mr. Myrick	Mr. Yates
Mr. Gardner	Mr. Orr	Mr. Younglove
Mr. Germond	Mr. Osborne	Mr. Young
Mr. Gordon	Mr. Palmer	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

The engrossed bill entitled "An act to incorporate the Lockport and Niagara falls rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	92	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Anthony	Mr. Germond	Mr. A. J. Parker
Mr. Archibald	Mr. Gordon	Mr. I. S. Parker



Mr. Arnold	Mr. Grover	Mr. J. H. Parker
Mr. Bagley	Mr. Hall	Mr. Parkhurst
Mr. Bartle	Mr. Harris	Mr. Patterson
Mr. Beardslee	Mr. Hasbrouck	Mr. Phelps
Mr. Bogardus	Mr. Healy	Mr. Robertson
Mr. Bostwick	Mr. Hough	Mr. J. P. Robinson
Mr. Bowne	Mr. Humphrey	Mr. Schermerhorn
Mr. Brasher	Mr. Hunt	Mr. Sears
Mr. Brown	Mr. Jackson	Mr. Shays
Mr. Bull	Mr. Johnson	Mr. Snyder
Mr. Butrick	Mr. Kernan	Mr. Spafard
Mr. Cargill	Mr. Kingman	Mr. Staats
Mr. Cash	Mr. Le Fever	Mr. Stafford
Mr. Chamberlain	Mr. Lewis	Mr. Stone
Mr. Clark	Mr. Livingston	Mr. Strong
Mr. Clary	Mr. Mabbett	Mr. Temple
Mr. Coe	Mr. Marvin	Mr. Terry
Mr. Conklin	Mr. M'Keon	Mr. Thomson
Mr. Collin	Mr. M'Knight	Mr. Titus
Mr. Cuykendall	Mr. Mersereau	Mr. Todd
Mr. Dana	Mr. Morehouse	Mr. Tompkins
Mr. Degrauw	Mr. Morrell	Mr. Wait
Mr. Drake	Mr. Morris	Mr. Ward
Mr. Dusenbury	Mr. Myers	Mr. Wheeler
Mr. Dyer	Mr. Myrick	Mr. Willes
Mr. Enos	Mr. Nichols	Mr. Williams
Mr. Fleming	Mr. Orr	Mr. Wright
Mr. Fox	Mr. Osborne	Mr. Young
Mr. Gardner	Mr. Palmer	

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill entitled "An act to enlarge the boundaries of the village of Salem in the county of Washington, and to amend the act entitled 'An act to vest certain powers in the freeholders and inhabitants of the village of Salem in the county of Washington,' passed April 4th, 1803," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Germond	Mr. A. J. Parker
Mr. Archibald	Mr. Gordon	Mr. I. S. Parker
Mr. Arnold	Mr. Grover	Mr. J. H. Parker
Mr. Bagley	Mr. Haight	Mr. Parkhurst

Mr. Bartle	Mr. Hall	Mr. Patterson
Mr. Beardslee	Mr. Harris	Mr. Phelps
Mr. Bogardus	Mr. Hasbrouck	Mr. Robertson
Mr. Bostwick	Mr. Healy	Mr. J. P. Robinson
Mr. Bowne	Mr. Hough	Mr. Schermerhorn
Mr. Brasher	Mr. Humphrey	Mr. Sears
Mr. Brown	Mr. Hunt	Mr. Shays
Mr. Bull	Mr. Jackson	Mr. Snyder
Mr. Butrick	Mr. Johnson	Mr. Spafard
Mr. Cash	Mr. Kernan	Mr. Staats
Mr. Chamberlin	Mr. Kingman	Mr. Stafford
Mr. Clark	Mr. Le Fever	Mr. Stone
Mr. Clary	Mr. Lewis	Mr. Strong
Mr. Coe	Mr. Livingston	Mr. Temple
Mr. Conklin	Mr. Mabbett	Mr. Terry
Mr. Collin	Mr. Marvin	Mr. Thomson
Mr. Culver	Mr. M'Keon	Mr. Titus
Mr. Cuykendall	Mr. M'Knight	Mr. Tompkins
Mr. Dana	Mr. Mersereau	Mr. Wait
Mr. Degrauw	Mr. Mitchell	Mr. Ward
Mr. Drake	Mr. Morehouse	Mr. Wheeler
Mr. Dusenbury	Mr. Morrell	Mr. Willes
Mr. Dyer	Mr. Morris	Mr. Williams
Mr. Enos	Mr. Myers	Mr. Wright
Mr. Fleming	Mr. Myrick	Mr. Yates
Mr. Fowler	Mr. Orr	Mr. Younglove
Mr. Fox	Mr. Osborne	Mr. Young
Mr. Gardner		

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Morris, from the committee on engrossed bills, reported, that the committee have examined the re-engrossed bill entitled "An act to authorise an appeal from a board of excise," and find the same correctly re-engrossed.

Thereupon,

The said re-engrossed bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative.

{ AYES 61 }  
{ NAYS 38 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anderson	Mr. Enos	Mr. I. S. Parker
Mr. Bagley	Mr. Germond	Mr. J. H. Parker
Mr. Barnes	Mr. Guinnip	Mr. Patterson

Mr. Bartle	Mr. Hasbrouck	Mr. Ringgold
Mr. Bogardus	Mr. Healy	Mr. J. P. Robinson
Mr. Bostwick	Mr. Herttell	Mr. Schermerhorn
Mr. Bowne	Mr. Humphrey	Mr. Sears
Mr. Brasher	Mr. Jackson	Mr. Staats
Mr. Bull	Mr. Kingman	Mr. Stafford
Mr. Butrick	Mr. Mabbett	Mr. Sumner
Mr. Cargill	Mr. Marvin	Mr. Temple
Mr. Cash	Mr. M'Keon	Mr. Thomson
Mr. Chamberlin	Mr. Morehouse	Mr. Titus
Mr. Conklin	Mr. Morris	Mr. Todd
Mr. Collin	Mr. Myers	Mr. Tompkins
Mr. Culver	Mr. Myrick	Mr. Wait
Mr. Cuykendall	Mr. Nichols	Mr. Wheeler
Mr. Dana	Mr. Orr	Mr. Wright
Mr. Degrauw	Mr. Palmer	Mr. Yates
Mr. Drake	Mr. A. J. Parker	Mr. Younglove
Mr. Dyer		

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Those who voted in the negative are

Mr. Angel	Mr. Grover	Mr. Phelps
Mr. Anthony	Mr. Hall	Mr. Robertson
Mr. Arnold	Mr. Harris	Mr. Shays
Mr. Beardslee	Mr. Hough	Mr. Smith
Mr. Brown	Mr. Johnson	Mr. Snyder
Mr. Campbell	Mr. Kernan	Mr. Stone
Mr. Clark	Mr. Livingston	Mr. Strong
Mr. Clary	Mr. Lockwood	Mr. Ward
Mr. Coe	Mr. M'Knight	Mr. Wheaton
Mr. Dusenbury	Mr. Mersereau	Mr. Willes
Mr. Fleming	Mr. Morrell	Mr. Williams
Mr. Gardner	Mr. Osborne	Mr. Young
Mr. Gordon	Mr. Parkhurst	

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*Ordered,* That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the village of Camden in the county of Oneida," and the engrossed bill entitled "An act to incorporate the Manheim and Salisbury rail-road company," and find the said bills severally correctly engrossed.

*Ordered,* That the said bills be laid upon the table.

On motion of Mr. Staats,

*Resolved,* That the committee of the whole be discharged from the further consideration of the bill providing for the payment of work done under the direction of the Trustees of the Capitol, and that the same be referred to a select committee to report complete.

Mr. Humphrey offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That on Friday next, and daily thereafter, until otherwise determined, except on Saturdays, this House will hold an afternoon session, commencing at four o'clock, for the purpose of acting upon the general orders.

*Ordered*, That the said resolution be laid upon the table.

Mr. Bull gave notice that he would, on some future day, ask leave to bring in a bill to regulate the duties and fees of certain officers in the county of Rensselaer.

On motion of Mr. Schermerhorn,

*Resolved*, That the Common Council of the city of Schenectady have leave to withdraw their remonstrance against the application of the Albany and Schenectady Turnpike Company.

In pursuance of previous notice, Mr. Haight asked for and obtained leave to bring in a bill, entitled "An act to consolidate and amend the several statutes concerning the election of justices of the peace;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

In pursuance of previous notice, Mr. Mitchell asked for and obtained leave to bring in a bill, entitled "An act to amend article second, title fifth, chapter sixth, part third of the Revised Statutes;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

In pursuance of previous notice, Mr. Osborne asked for and obtained leave to bring in a bill, entitled "An act authorising the comptroller to loan money to the treasurer of the county of Chautauque;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Titus asked for and obtained leave to bring in a bill, entitled "An act relative to the courts of oyer and terminer and general jail delivery, and of the general sessions of the peace in the city and county of New-York;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

In pursuance of previous notice, Mr. Enos asked for and obtained leave to bring in a bill, entitled "An act concerning the exemption of persons from military duty;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the militia and public defence.

And then the House adjourned until ten o'clock to-morrow morning.

THURSDAY, MARCH 20, 1834.

The House met pursuant to adjournment.

The remonstrance of sundry inhabitants of the county of Allegany, against a division of said county, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the town of Niagara in the county of Niagara, praying for the passage of an act authorising John Schenck to construct a bridge over the west branch of the Cayuga creek, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Three several remonstrances of sundry inhabitants of the counties of Niagara and Erie, against the repeal of the law subjecting certain debts due non-residents to taxation, were read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Montgomery, praying for the passage of an act appointing commissioners to locate a road from Bleecker to Stratford in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The memorial of sundry inhabitants of the city of Albany, on the subject of the public lands belonging to the United States, and praying that our representatives and senators in Congress may be instructed to procure the passage of an act appropriating the proceeds of the same to education, and for other purposes, was read, and referred to the committee of which Mr. Herttell is chairman.

The petition of sundry inhabitants of the county of Herkimer, praying for the passage of an act authorising the justices of the peace of the town of German-flatts to appoint an additional constable in said town, was read, and referred to the committee on privileges and elections.

The petition of sundry inhabitants of the county of Sullivan, praying for aid from the State in the construction of the New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

The memorial of sundry mechanics of Rochester, on the subject of State prison labor, was read, and referred to the committee of which Mr. Humphrey is chairman.

The remonstrance of sundry inhabitants of the county of Rensselaer, against the amendment of the charter of the Troy Turnpike and Rail-Road Company, was read, and committed to the committee of the whole when on the bill to which it relates.

Mr. Temple, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select com-

mittees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to prevent injury being done to any rail-road within this State, and to insure the safety of passengers upon the same;" the bill entitled "An act to change the name of Benjamin Cock;" the bill entitled "An act to incorporate a company by the name of the Fort-Ann and Granville turnpike company;" the bill entitled "An act making provision for draining a certain swamp known by the name of Flint creek and Nettle valley swamp in the town of Potter in the county of Yates, and in the town of Gorham in the county of Ontario;" the bill entitled "An act to incorporate the Oneida and Jefferson turnpike company;" the bill entitled "An act authorising the commissioners of the land-office to sell certain lands in the harbor of Oswego, for the purpose of erecting a marine railway or dry dock;" the bill entitled "An act authorising the appointment of an additional inspector of lumber for the city of Albany;" the bill entitled "An act concerning the New-York society for promoting the manumission of slaves, and protecting such of them as have been or may be liberated;" and the bill entitled "An act to amend the act entitled 'An act to incorporate the trustees of the Harlaem school in the twelfth ward of the city of New-York.'"

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to prevent injury being done to any rail-road within this State, and to insure the safety of passengers upon the same;" the bill entitled "An act to change the name of Benjamin Cock," and the bill entitled "An act to incorporate a company by the name of the Fort-Ann and Granville turnpike company," be referred to a select committee, consisting of Mr. Bowne, Mr. Smith and Mr. Guinnip: that the bill entitled "An act making provision for draining a certain swamp known by the name of Flint creek and Nettle valley swamp in the town of Potter in the county of Yates, and in the town of Gorham in the county of Ontario;" the bill entitled "An act to incorporate the Oneida and Jefferson turnpike company," and the bill entitled "An act authorising the commissioners of the land-office to sell certain lands in the harbor of Oswego, for the purpose of erecting a marine railway or dry dock," be referred to a select committee, consisting of Mr. Tompkins, Mr. Nichols and Mr. Emmons: and that the bill entitled "An act authorising the appointment of an additional inspector of lumber for the city of Albany;" the bill entitled "An act concerning the New-York society for promoting the manumission of slaves, and protecting such of them as have been or may be liberated," and the bill entitled "An act to amend the act entitled 'An act to incorporate the trustees of the Harlaem school in the twelfth ward of the city of New-York,'" be referred to a select committee, consisting of Mr. Wheeler, Mr. Sears and Mr. J. P. Robinson, to be by the said committees severally reported complete.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the petition of sundry inhabitants of school district number one of the village of Salina, praying for the passage of an act making said district permanent, and not liable to alteration by the commissioners of common schools, reported a bill, entitled "An act to make school district number one in the town of Salina, a permanent school district;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the petition of the trustees of the Vernon Academy, praying for a grant to them and their successors in office, for the benefit of said academy, of the pre-emptive right of eight hundred and seventy acres of land lately sold to the State by the Oneida Indians, reported, that the committee are of the opinion that the prayer of the petition ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. McKeon, from the select committee to which was referred the report and resolutions by the Legislature of the State of Georgia, on the subject of the public lands of the United States, reported; and offered the following resolutions:

[See Document No. 320.]

*Resolved*, (if the Senate concur,) That we approve of the message of the President of the United States, dated December 4th, 1833, returning, with his objections, to the Senate, the bill entitled "An act to appropriate for a limited time the proceeds of the sales of the public lands of the United States, and to grant land to certain states."

*Resolved*, (if the Senate concur,) That a copy of the above resolution be transmitted by the Secretary of State, to each of our senators and representatives in Congress.

*Ordered*, That the said resolutions be laid upon the table.

*Ordered*, That four times the usual number of copies of the said report be printed for the use of the Legislature.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to incorporate the Buffalo and Niagara falls rail-road company," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. McKeon, from the select committee to which was referred the bill entitled "An act to provide for the collection of taxes assessed upon personal property," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. McKeon, from the select committee to which was referred the bill entitled "An act concerning the cancelling and discharging of judgments," with the amendments thereto prepared by the committee on the judiciary, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

The annual report of James A. Buckbee, an inspector of domestic distilled spirits for the city of Albany, was received and read.

[See Document No. 346.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The Senate returned the bill entitled "An act for the relief of the Cohoes company," and the bill entitled "An act extending the time for the collection of taxes in the town of Brooklyn in the county of Kings."

*Ordered*, That the clerk deliver the said bills to the Governor.

A message from the Senate was read, informing that they have passed the bill entitled "An act to amend the act entitled 'An act to incorporate the village of Ithaca,' passed April 2d, 1821, and the several acts amending the same," without amendment.

*Ordered*, That the clerk deliver the said bill to the Governor.

A message from the Senate was read, informing that they have passed the bill entitled "An act to change the location of the northern termination of the Chenango canal," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

The engrossed bill entitled "An act to incorporate the village of Camden in the county of Oneida," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 87 } |  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Herttell	Mr. Phelps
Mr. Anthony	Mr. Hough	Mr. Ringgold
Mr. Archibald	Mr. Humphrey	Mr. Robertson
Mr. Barnes	Mr. Hunt	Mr. J. P. Robinson
Mr. Bartle	Mr. Jackson	Mr. Schermerhorn



Mr. Bostwick	Mr. Johnson	Mr. Shays
Mr. Bowne	Mr. Jones	Mr. Smith
Mr. Brasher	Mr. Lewis	Mr. Snyder
Mr. Bull	Mr. Livingston	Mr. Spafard
Mr. Butrick	Mr. Lockwood	Mr. Speaker
Mr. Cargill	Mr. Mabbett	Mr. Staats
Mr. Cash	Mr. Marvin	Mr. Stone
Mr. Clark	Mr. M'Keon	Mr. Strong
Mr. Coe	Mr. M'Knight	Mr. Sumner
Mr. Conklin	Mr. Mersereau	Mr. Temple
Mr. Collin	Mr. Mitchell	Mr. Terry
Mr. Culver	Mr. Morrell	Mr. Thomson
Mr. Cuykendall	Mr. Morris	Mr. Titus
Mr. Dana	Mr. Myers	Mr. Todd
Mr. Degrauw	Mr. Myrick	Mr. Tompkins
Mr. Drake	Mr. Nichols	Mr. Wait
Mr. Dusenbury	Mr. Orr	Mr. Ward
Mr. Dyer	Mr. Osborne	Mr. Wheeler
Mr. Enos	Mr. Palmer	Mr. Willes
Mr. Gardner	Mr. A. J. Parker	Mr. Williams
Mr. Gordon	Mr. I. S. Parker	Mr. Wright
Mr. Grover	Mr. J. H. Parker	Mr. Yates
Mr. Haight	Mr. Parkhurst	Mr. Younglove
Mr. Hall	Mr. Patterson	Mr. Young

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The engrossed bill entitled "An act to incorporate the Manheim and Salisbury rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 102 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. J. H. Parker
Mr. Angel	Mr. Gordon	Mr. Parkhurst
Mr. Anthony	Mr. Grover	Mr. Patterson
Mr. Archibald	Mr. Guinnip	Mr. Phelps
Mr. Arnold	Mr. Haight	Mr. Robertson
Mr. Bagley	Mr. Hall	Mr. J. P. Robinson
Mr. Barnes	Mr. Harris	Mr. Schermerhorn
Mr. Bartle	Mr. Hasbrouck	Mr. Sears
Mr. Beardslee	Mr. Healy	Mr. Shays
Mr. Bostwick	Mr. Hough	Mr. Smith
Mr. Bowne	Mr. Humphrey	Mr. Snyder
Mr. Brasher	Mr. Hunt	Mr. Spafard
Mr. Brown	Mr. Jackson	Mr. Speaker
Mr. Bull	Mr. Johnson	Mr. Staats

Mr. Butrick	Mr. Jones	Mr. Stafford
Mr. Campbell	Mr. Kernan	Mr. Stone
Mr. Cargill	Mr. Le Fever	Mr. Strong
Mr. Cash	Mr. Lewis	Mr. Sumner
Mr. Chamberlin	Mr. Livingston	Mr. Temple
Mr. Clark	Mr. Lockwood	Mr. Terry
Mr. Clary	Mr. Mabbett	Mr. Thomson
Mr. Coe	Mr. M'Keon	Mr. Titus
Mr. Conklin	Mr. M'Knight	Mr. Todd
Mr. Collin	Mr. Mersereau	Mr. Tompkins
Mr. Culver	Mr. Mitchell	Mr. Wait
Mr. Cuykendall	Mr. Morehouse	Mr. Ward
Mr. Dana	Mr. Morrell	Mr. Wheaton
Mr. Degrauw	Mr. Morris	Mr. Wheeler
Mr. Drake	Mr. Myers	Mr. Willes
Mr. Dusenbury	Mr. Nichols	Mr. Williams
Mr. Dyer	Mr. Orr	Mr. Wright
Mr. Enos	Mr. Osborne	Mr. Yates
Mr. Fowler	Mr. Palmer	Mr. Younglove
Mr. Gardner	Mr. I. S. Parker	Mr. Young

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Hall, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to incorporate the Plattekill turnpike road company;" the engrossed bill entitled "An act to authorise Richard Pennell to erect a dock in the town of New-Utrecht;" the engrossed bill entitled "An act to regulate the weighing of beef in the public markets in the city of New-York;" the engrossed bill entitled "An act authorising the board of supervisors of the county of Chautauque to raise money to complete the jail of said county;" and the engrossed bill entitled "An act to authorise the board of supervisors of the county of Washington to raise certain monies, to defray the expenses of repairing and rebuilding bridges in the town of Granville;" and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to incorporate the Plattekill turnpike road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 100 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Guinnip	Mr. Parkhurst
Mr. Anthony	Mr. Haight	Mr. Patterson

Mr. Archibald	Mr. Hall	Mr. Phelps
Mr. Arnold	Mr. Harris	Mr. Ringgold
Mr. Bagley	Mr. Hasbrouck	Mr. Robertson
Mr. Barnes	Mr. Healy	Mr. J. P. Robinson
Mr. Bartle	Mr. Herttell	Mr. Schermerhorn
Mr. Bostwick	Mr. Hough	Mr. Sears
Mr. Bowne	Mr. Humphrey	Mr. Shays
Mr. Brown	Mr. Hunt	Mr. Smith
Mr. Bull	Mr. Jackson	Mr. Snyder
Mr. Butrick	Mr. Johnson	Mr. Spafard
Mr. Campbell	Mr. Jones	Mr. Speaker
Mr. Cargill	Mr. Kernan	Mr. Staats
Mr. Cash	Mr. Le Fever	Mr. Stafford
Mr. Chamberlin	Mr. Lewis	Mr. Stone
Mr. Clark	Mr. Livingston	Mr. Strong
Mr. Clary	Mr. Lockwood	Mr. Sumner
Mr. Coe	Mr. Mabbett	Mr. Temple
Mr. Conklin	Mr. M'Knight	Mr. Terry
Mr. Collin	Mr. Mersereau	Mr. Thomson
Mr. Culver	Mr. Mitchell	Mr. Titus
Mr. Cuykendall	Mr. Morehouse	Mr. Todd
Mr. Dana	Mr. Morrell	Mr. Tompkins
Mr. Drake	Mr. Morris	Mr. Wait
Mr. Dusenbury	Mr. Myers	Mr. Ward
Mr. Dyer	Mr. Myrick	Mr. Wheaton
Mr. Enos	Mr. Nichols	Mr. Wheeler
Mr. Fleming	Mr. Orr	Mr. Willes
Mr. Fowler	Mr. Osborne	Mr. Wright
Mr. Gardner	Mr. Palmer	Mr. Yates
Mr. Germond	Mr. I. S. Parker	Mr. Younglove
Mr. Gordon	Mr. J. H. Parker	Mr. Young
Mr. Grover		

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The said engrossed bill, entitled "An act to authorise Richard PenneH to erect a dock in the town of New-Utrecht," was read the third time.

*Resolved,* That the bill do pass.

The said engrossed bill, entitled "An act to regulate the weighing of beef in the public markets in the city of New-York," was read the third time.

*Resolved,* That the bill do pass.

The said engrossed bill, entitled "An act authorising the board of supervisors of the county of Chautauque to raise money to complete the jail of said county," was read the third time.

*Resolved,* That the bill do pass.

The said engrossed bill, entitled "An act to authorise the board of supervisors of the county of Washington to raise certain monies, to defray the expenses of repairing and rebuilding bridges in the town of Granville," was read the third time.

*Resolved,* That the bill do pass.

*Ordered,* That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

# TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act extending the time for the collection of taxes in the town of Brooklyn in the county of Kings."

Also the bill entitled "An act to amend the act entitled 'An act to incorporate the village of Ithaca,' passed April 2d, 1821, and the several acts amending the same."

Also the bill entitled "An act for the relief of the Cohoes company."

W. L. MARCY.

*Albany, March 20, 1834.*

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Humphrey; the same being amended, was read in the words following, to wit:

*Resolved*, That on the first day of April next, and daily thereafter, until otherwise determined, except on Saturdays, this House will hold an afternoon session, commencing at four o'clock, for the purpose of acting upon the general orders.

Thereupon,

Mr. Marvin made a motion that the House should agree to reconsider its vote on the amendment to the said resolution, striking out of the same the word "Friday," and inserting in lieu thereof "the first day of April."

Debates were had thereon; and the question being put whether the House would agree to the motion of Mr. Marvin, it was determined in the negative.

{ NAYS 54 }  
{ AYES 51 }

The ayes and nays being required by ten members,

Those who voted in the negative are

Mr. Archibald	Mr. Healy	Mr. Phelps
Mr. Bagley	Mr. Herttell	Mr. Ringgold
Mr. Barnes	Mr. Hunt	Mr. J. P. Robinson
Mr. Bostwick	Mr. Jackson	Mr. Schermerhorn
Mr. Bowne	Mr. Kernan	Mr. Shays
Mr. Brasher	Mr. Lewis	Mr. Snyder
Mr. Brown	Mr. Lockwood	Mr. Spafard
Mr. Butrick	Mr. M'Keon	Mr. Speaker
Mr. Cargill	Mr. M'Knight	Mr. Staats
Mr. Clark	Mr. Morrell	Mr. Stafford
Mr. Clary	Mr. Myers	Mr. Strong
Mr. Collin	Mr. Myrick	Mr. Temple

Mr. Dusenbury	Mr. Nichols	Mr. Titus
Mr. Fleming	Mr. Orr	Mr. Wheeler
Mr. Gardner	Mr. Osborne	Mr. Williams
Mr. Gordon	Mr. A. J. Parker	Mr. Wright
Mr. Hall	Mr. Parkhurst	Mr. Yates
Mr. Hasbrouck	Mr. Patterson	Mr. Younglove

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Those who voted in the affirmative are

Mr. Anderson	Mr. Drake	Mr. Morehouse
Mr. Angel	Mr. Dyer	Mr. Morris
Mr. Anthony	Mr. Enos	Mr. Palmer
Mr. Arnold	Mr. Fowler	Mr. I. S. Parker
Mr. Bartle	Mr. Germond	Mr. J. H. Parker
Mr. Beardslee	Mr. Guinnip	Mr. Robertson
Mr. Bogardus	Mr. Haight	Mr. Sears
Mr. Bull	Mr. Harris	Mr. Stone
Mr. Campbell	Mr. Hough	Mr. Sumner
Mr. Cash	Mr. Humphrey	Mr. Thomson
Mr. Chamberlin	Mr. Johnson	Mr. Todd
Mr. Coe	Mr. Jones	Mr. Tompkins
Mr. Conklin	Mr. Le Fever	Mr. Wait
Mr. Culver	Mr. Livingston	Mr. Ward
Mr. Cuykendall	Mr. Mabbett	Mr. Wheaton
Mr. Dana	Mr. Marvin	Mr. Willes
Mr. Degrau	Mr. Mitchell	Mr. Young

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Mr. Speaker put the question whether the House would agree to the said resolution as amended, and it was determined in the affirmative.

*Ordered*, That the usual number of copies of the report of the Clerk of this House, in obedience to the resolution of the fourteenth instant, be printed for the use of the Legislature.

[See Document No. 324.]

*Ordered*, That Mr. Whipple have leave of absence for four days, and Mr. Crosby for six days.

In pursuance of previous notice, Mr. Staats asked for and obtained leave to bring in a bill, entitled "An act relative to grand jurors in the county of Albany;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Schermerhorn asked for and obtained leave to bring in a bill, entitled "An act amending the act incorporating the Second Dutch Church of the town of Rotterdam in the county of Schenectady;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, di-

rectors and company of the Oneida county bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bull, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

## FRIDAY, MARCH 21, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the county of Schoharie, praying for the repeal of the law abolishing imprisonment for debt, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of Daniel E. Smith of the county of Queens, praying for the passage of an act authorising him to build a dock on his farm in said county, was read, and referred to the committee on trade and manufactures.

The remonstrance of the College of Physicians and Surgeons of the city of New-York, against the establishment of a new medical college in the city of Albany, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Delaware, praying the aid of the State in the construction of the New-York and Erie rail-road, was read, and referred to the committee on rail-roads:

The petition of sundry inhabitants of the county of Delaware, praying for the construction of a McAdam road from the Chenango valley to the Hudson river, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of William James Macnevin and others, praying for the incorporation of the Nyack College in the county of Westchester, was read, and referred to the committee on colleges, academies and common schools.

Mr. Stevenson, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to authorise Nathaniel Bacon, William H. Bacon and Cyrus Bacon to sell and convey certain real estate;" the bill entitled "An act in relation to mortgages upon personal property filed with county clerks;" the bill entitled "An act confirming the official acts of Daniel Hebard, a justice of the peace in

unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered,* That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Schermerhorn, from the select committee to which was referred the petition of the inhabitants of the town of Glenville in the county of Schenectady, praying for the passage of an act authorising the trustees of said town to receive commutation for certain quit rents, reported; and asked leave to introduce a bill.

[*See Document No. 332.*]

*Ordered,* That leave be given to bring in such bill.

Mr. Schermerhorn, according to leave, brought in the said bill, entitled "An act authorising the trustees of the town of Glenville to receive commutation for certain quit rents;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the select committee to which was referred the bill entitled "An act to change the name of Benjamin Cock," and the bill entitled "An act to prevent injury being done to any rail-road within this State, and to insure the safety of passengers upon the same," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

Mr. Bowne, from the select committee to which was referred the bill entitled "An act to incorporate a company by the name of the Fort-Ann and Granville turnpike company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Tompkins, from the select committee to which was referred the bill entitled "An act to incorporate the Oneida and Jefferson turnpike company," the bill entitled "An act authorising the commissioners of the land-office to sell certain lands in the harbor of Oswego, for the purpose of erecting a marine railway or dry dock," and the bill entitled "An act making provision for draining a certain swamp known by the name of Flint creek and Nettle valley swamp in the town of Potter in the county of Yates, and in the town of Gorham in the county of Ontario," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

Mr. Staats, from the select committee to which was referred the bill entitled "An act to amend an act relative to the Capitol, and the grounds connected therewith and belonging to the people of this State, passed April 19th, 1833," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

Mr. A. J. Parker, from the committee on ways and means, to which was referred the bill entitled "An act to repeal the seventh section of the act entitled 'An act relative to the finances of this State, and the duties of the comptroller and the commissioners of the canal fund,' passed April 26th, 1831," reported, that the committee have examined the said bill, and recommend that the same be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Gordon, from the committee on the judiciary, to which was referred the bill entitled "An act relative to the courts of oyer and terminer and general jail delivery, and of the general sessions of the peace in the city and county of New-York," reported, that the committee have examined the said bill, and prepared amendments thereto, with which they recommend that the same be passed into a law.

*Ordered*, That the said bill and amendments be committed to a committee of the whole house.

Mr. Ward, from the committee on the militia and public defence, to which was referred the bill entitled "An act concerning the exemption of persons from military duty," reported, that the committee have examined the said bill, and prepared an amendment thereto, with which they recommend that the same be passed into a law.

*Ordered*, That the said bill and amendment be committed to a committee of the whole house.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the town of Niagara, praying for authority to build a bridge over the west branch of the Cayuga creek, reported, that in the opinion of the committee, the prayer of the petition ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Butrick, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the towns of Harmony and Chautauque in the county of Chautauque, praying for the erection of a new town from parts of said towns, reported a bill, entitled "An act to erect a new town from parts of the towns of Harmony and Chautauque in the county of Chautauque;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the select committee to which was referred the petition of sundry inhabitants of the county of Queens, praying for the incorporation of a company to purchase ground and erect a public house at Rockaway in said county, reported a bill, by the unanimous consent of the House, entitled "An act to incorporate the Rockaway association;" which was read the first time, and by



unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

Mr. Schermerhorn, from the select committee to which was referred the petition of the inhabitants of the town of Glenville in the county of Schenectady, praying for the passage of an act authorising the trustees of said town to receive commutation for certain quit rents, reported; and asked leave to introduce a bill.

[See Document No. 332.]

*Ordered*, That leave be given to bring in such bill.

Mr. Schermerhorn, according to leave, brought in the said bill, entitled "An act authorising the trustees of the town of Glenville to receive commutation for certain quit rents;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the select committee to which was referred the bill entitled "An act to change the name of Benjamin Cock," and the bill entitled "An act to prevent injury being done to any rail-road within this State, and to insure the safety of passengers upon the same," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered*, That the bills be engrossed.

Mr. Bowne, from the select committee to which was referred the bill entitled "An act to incorporate a company by the name of the Fort-Ann and Granville turnpike company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Tompkins, from the select committee to which was referred the bill entitled "An act to incorporate the Oneida and Jefferson turnpike company," the bill entitled "An act authorising the commissioners of the land-office to sell certain lands in the harbor of Oswego, for the purpose of erecting a marine railway or dry dock," and the bill entitled "An act making provision for draining a certain swamp known by the name of Flint creek and Nettle valley swamp in the town of Potter in the county of Yates, and in the town of Gorham in the county of Ontario," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered*, That the bills be engrossed.

Mr. Staats, from the select committee to which was referred the bill entitled "An act to amend an act relative to the Capitol, and the grounds connected therewith and belonging to the people of this State, passed April 19th, 1833," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

A communication from the agent of the Auburn State Prison, in addition to a report made by him on the fourth instant, was received and read.

[See Document No. 341.]

*Ordered*, That the said communication be referred to the select committee on that subject, of which Mr. Humphrey is chairman.

A communication from the Trustees of the Capitol, was received and read, in the words following, to wit:

The Trustees of the Capitol, in relation to their duties enjoined upon them concerning the State Hall, respectfully report:

[See Document No. 323.]



*Ordered*, That the said report be laid upon the table.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Utica and New-Berlin McAdam turnpike company," with the amendments therewith delivered.

*Ordered*, That the said bill and amendments be referred to a select committee, consisting of Mr. Bowne, Mr. Shays and Mr. Fleming, to consider and report thereon.

A message from the Senate was read, informing that they have non-concurred with this House in its amendments to the bill entitled "An act to incorporate the Fishkill iron company."

The said bill and amendments were read; and the amendments having been again read,

Mr. Beardslee made a motion that the House should agree to recede from the said amendments.

Mr. Speaker put the question whether the House would agree to the motion of Mr. Beardslee, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	85	}
{	NAYS	12	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. Phelps
Mr. Angel	Mr. Gordon	Mr. Ringgold
Mr. Anthony	Mr. Haight	Mr. Robertson
Mr. Archibald	Mr. Hall	Mr. J. P. Robinson
Mr. Arnold	Mr. Harris	Mr. Schermerhorn
Mr. Bagley	Mr. Hasbrouck	Mr. Sears
Mr. Bartle	Mr. Hegly	Mr. Smith
Mr. Beardslee	Mr. Humphrey	Mr. Snyder
Mr. Bostwick	Mr. Jackson	Mr. Spafard
Mr. Bowne	Mr. Johnson	Mr. Speaker

Mr. Brasher	Mr. Jones	Mr. Staats
Mr. Brown	Mr. Le Fever	Mr. Stafford
Mr. Bull	Mr. Lewis	Mr. Stevenson
Mr. Butrick	Mr. Lockwood	Mr. Stone
Mr. Campbell	Mr. Marvin	Mr. Terry
Mr. Cargill	Mr. M'Keon	Mr. Thomson
Mr. Cash	Mr. M'Knight	Mr. Titus
Mr. Chamberlin	Mr. Mitchell	Mr. Todd
Mr. Clark	Mr. Morehouse	Mr. Tompkins
Mr. Clary	Mr. Morrell	Mr. Wait
Mr. Collin	Mr. Morris	Mr. Ward
Mr. Culver	Mr. Nichols	Mr. Wheeler
Mr. Dana	Mr. Orr	Mr. Willes
Mr. Degrauw	Mr. Osborne	Mr. Williams
Mr. Drake	Mr. Palmer	Mr. Wright
Mr. Dusenbury	Mr. A. J. Parker	Mr. Yates
Mr. Dyer	Mr. I. S. Parker	Mr. Younglove
Mr. Enos	Mr. Patterson	Mr. Young
Mr. Fowler		

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Those who voted in the negative are

Mr. Barnes	Mr. Hough	Mr. J. H. Parker
Mr. Bogardus	Mr. Livingston	Mr. Sumner
Mr. Coe	Mr. Myers	Mr. Temple
Mr. Herttell	Mr. Myrick	Mr. Wheaton

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have receded from their amendments non-concurred in by the Senate.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the Buffalo and Niagara falls rail-road company," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act further to provide for the collection of taxes assessed upon personal property," and the engrossed bill entitled "An act concerning the cancelling and discharging of judgments," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act further to provide for the collection of taxes assessed upon personal property," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act concerning the cancelling and discharging of judgments," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

*Ordered*, That the engrossed bill entitled "An act to incorporate the village of Le Roy in the county of Genesee," be referred to a select committee, consisting of Mr. Robertson, Mr. Phelps and Mr. Lewis, to consider and report thereon.

*Ordered*, That the petitioners for the permanent use of the surplus waters of the Erie canal at Lockville in the county of Wayne, have leave to withdraw their petition and the documents accompanying the same.

Mr. Bowne gave notice that he would, on some future day, ask leave to bring in a bill, allowing certain officers elected at the several town meetings in this State, who have neglected to qualify according to the provisions of the Revised Statutes, to qualify and act as such officers.

*Ordered*, That Mr. Cuykendall have leave of absence for four days, and Mr. Mabbett for three days.

In pursuance of previous notice, Mr. Bartle asked for and obtained leave to bring in a bill, entitled "An act relative to the execution of bonds on attachments issued by justices of the peace;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

On motion of Mr. Humphrey,

*Resolved*, That the petitioners have leave to withdraw the several petitions for the construction of a canal from Rochester to Olean, for the purpose of presenting them to the Senate, which now has that matter under consideration.

In pursuance of previous notice, Mr. Todd asked for and obtained leave to bring in a bill, entitled "An act to incorporate the Volunteer fire company in the village of Waterford;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

On motion of Mr. Haight,

*Resolved*, That the committee on the incorporation and alteration of the charters of banking and insurance companies, be directed to inquire whether any further legislation is necessary to prevent the circulation of notes of foreign incorporations, of a less denomination than five dollars.

On motion of Mr. Humphrey,

*Resolved*, (if the Senate concur,) That the report of the Trustees of the Capitol, in relation to the duties enjoined upon them concerning the State Hall, be referred to a joint committee.

Thereupon,

*Ordered*, That Mr. Humphrey, Mr. Willes, Mr. Gordon, Mr. Lockwood and Mr. Haight, be of said committee on the part of this House.

*Ordered*, That the Clerk deliver a copy of the preceding resolution to the Senate, and request their concurrence in the same.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank;" and after some

time spent thereon, Mr. Speaker resumed the chair, and Mr. Bull, from the said committee, reported progress, and asked for and obtained leave to sit again.

A message from the Senate was read, informing that they have passed the bill entitled "An act to amend the twelfth article of title second, chapter seventeenth, part first of the Revised Statutes, entitled 'Of the inspection of leaf tobacco in the city of New-York,'" with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

And then the House adjourned until ten o'clock to-morrow morning.

## SATURDAY, MARCH 22, 1834.

The House met pursuant to adjournment.

Five several remonstrances of sundry inhabitants of the county of Rockland, against the incorporation of the Nyack College and Roman Catholic Theological Seminary, were read, and referred to the committee on colleges, academies and common schools.

The remonstrance of sundry inhabitants of the village of Saratoga-Springs, praying for an amendment of the charter of said village, was read, and referred to the committee on the incorporation of cities and villages.

The remonstrance of sundry inhabitants of the town and county of Chautauque, against a division of said town, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Chautauque, praying for aid from the State in the construction of the New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

The petition of sundry inhabitants of the town of Canton in the county of St. Lawrence, praying for the passage of an act authorising the supervisor of said town to levy and collect money by tax, to build a bridge across the Grass river, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The remonstrance of the trustees of the Greenwich Savings Bank, against any amendment to their charter, was read, and committed to the committee of the whole when on the bill to which it relates.

The remonstrance of sundry inhabitants of the county of Erie, against the repeal of the law subjecting certain debts due non-residents to taxation, was read, and committed to the committee of the whole when on the bill upon that subject.

Two several remonstrances of sundry inhabitants of the towns of Brunswick and Grafton in the county of Rensselaer, against the amendment of the charter of the Troy Turnpike and Rail-Road Company in said county, were read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the counties of Albany and Rensselaer, praying the passage of an act authorising the appointment of pilots for vessels of other States, was read, and referred to a select committee, consisting of the members attending this House from the counties of Albany and Rensselaer.

The petition of the chiefs of the Seneca nation of Indians, residing on the Cattaraugus reservation, praying for the passage of an act prohibiting the sale of ardent spirits in said reservation, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Chenango, praying for the passage of an act to incorporate the Chenango Packet Boat Company, was read, and referred to the committee on canals and internal improvements.

The petition of Alonzo Brown and others of the county of Ontario, praying for the passage of an act confirming certain acts of the said Brown as a justice of the peace, was read, and committed to the committee of the whole, when on the bill confirming official acts of justices of the peace in certain cases.

Mr. Anderson, from the committee on grievances, to which was referred the memorial of William Buell, praying for the passage of an act authorising the Commissioners of the Canal Fund to audit and allow certain expenses therein mentioned, reported a bill, entitled "An act for the relief of William Buell;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Barnes, from the committee on trade and manufactures, to which was referred the petition of the Lockport Manufacturing Company, praying for the passage of a law confirming their incorporation under the statutes of this State, and also for additional powers, reported a bill, entitled "An act to confirm the incorporation and increase the powers of the Lockport manufacturing company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of the commissioners of highways of the town of Macedon, to discontinue a certain road through the counties of Wayne and Ontario, reported a bill, entitled "An act concerning the State road from Canandaigua in Ontario county, to Palmyra in the county of Wayne;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the select committee to which was referred the bill entitled "An act to incorporate a society in the county of Rensselaer, for the apprehension of horse thieves," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Beardslee, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act in relation to the county courts in the county of Madison," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Bowne, from the select committee to which was referred the amendments of the Senate to the bill entitled "An act to incorporate the Utica and New-Berlin McAdam turnpike company," reported, that the committee had examined the said amendments, and recommend that the same be concurred in by this House.

Thereupon,

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 95 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Guinnip	Mr. Robertson
Mr. Angel	Mr. Hall	Mr. J. P. Robinson
Mr. Anthony	Mr. Harris	Mr. Schermerhorn
Mr. Archibald	Mr. Hasbrouck	Mr. Sears
Mr. Arnold	Mr. Healy	Mr. Shays
Mr. Bagley	Mr. Herttell	Mr. Snyder
Mr. Barnes	Mr. Hunt	Mr. Spafard
Mr. Bartle	Mr. Jackson	Mr. Speaker
Mr. Beardslee	Mr. Johnson	Mr. Staats
Mr. Bogardus	Mr. Jones	Mr. Stafford
Mr. Bostwick	Mr. Kernan	Mr. Stevenson
Mr. Bowne	Mr. Kingman	Mr. Stone
Mr. Brown	Mr. Le Fever	Mr. Strong
Mr. Bull	Mr. Lewis	Mr. Sumner
Mr. Butrick	Mr. Marvin	Mr. Temple
Mr. Campbell	Mr. M'Keon	Mr. Terry
Mr. Cargill	Mr. M'Knight	Mr. Titus

Mr. Cash	Mr. Mitchell	Mr. Todd
Mr. Chamberlin	Mr. Morehouse	Mr. Tompkins
Mr. Clark	Mr. Morrell	Mr. Wait
Mr. Coe	Mr. Morris	Mr. Ward
Mr. Collin	Mr. Myers	Mr. West
Mr. Culver	Mr. Myrick	Mr. Wheaton
Mr. Dana	Mr. Nichols	Mr. Wheeler
Mr. Dusenbury	Mr. Orr	Mr. Willes
Mr. Dyer	Mr. Osborne	Mr. Williams
Mr. Enos	Mr. Palmer	Mr. Winfield
Mr. Fleming	Mr. A. J. Parker	Mr. Wright
Mr. Fowler	Mr. I. S. Parker	Mr. Yates
Mr. Gardner	Mr. J. H. Parker	Mr. Younglove
Mr. Gordon	Mr. Patterson	Mr. Young
Mr. Grover	Mr. Phelps	

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*Ordered,* That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

Mr. Robertson, from the select committee to which was referred the engrossed bill entitled "An act to incorporate the village of Le Roy in the county of Genesee," reported, that the committee had gone through the said bill, prepared amendments thereto, and recommend that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Gordon, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act confirming the official acts of Daniel Hebard, a justice of the peace in and for the county of Dutchess," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Wheeler, from the select committee to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the trustees of the Harlaem school in the twelfth ward of the city of New-York,'" and the bill entitled "An act concerning the New-York society for promoting the manumission of slaves, and protecting such of them as have been or may be liberated," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

Mr. Staats, from the select committee to which was referred the bill entitled "An act to enable Helen Allen Stewart to take, hold and convey real estate," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.



*Ordered*, That the bill be engrossed.

Mr. Gordon, from the select committee to which was referred the bill entitled "An act to authorise Nathaniel Bacon, William H. Bacon and Cyrus Bacon to sell and convey certain real estate," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act authorising the commissioners of the land-office to sell certain lands in the harbor of Oswego, for the purpose of erecting a marine railway or dry dock;" and the engrossed bill entitled "An act making provision for draining a certain swamp known by the name of Flint creek and Nettle valley swamp in the town of Potter in the county of Yates, and in the town of Gorham in the county of Ontario;" and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

The annual report of George Charles, an inspector of sole leather in the city of Albany, was received and read.

[See Document No. 335.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The engrossed bill from the Senate, entitled "An act confirming the official acts of Daniel Hebard, a justice of the peace in and for the county of Dutchess," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act in relation to the county courts in the county of Madison," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to incorporate a company by the name of the Fort-Ann and Granville turnpike company;" the engrossed bill entitled "An act to incorporate the Oneida and Jefferson turnpike company;" the engrossed bill entitled "An act to change the name of Benjamin Cock;" the engrossed bill entitled "An act in addition to the several acts relative to the Capitol, and the grounds connected therewith;" and the engrossed bill entitled "An act to prevent injury being done to any rail-road within this State, and to insure the safety of passengers upon the same;" and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to incorporate a company by the name of the Fort-Ann and Granville turnpike company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 86 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Angel	Mr. Guinnip	Mr. Robertson
Mr. Anthony	Mr. Hall	Mr. Schermerhorn
Mr. Archibald	Mr. Harris	Mr. Sears
Mr. Arnold	Mr. Hasbrouck	Mr. Shays
Mr. Barnes	Mr. Healy	Mr. Spafard
Mr. Bartle	Mr. Herttell	Mr. Speaker
Mr. Beardslee	Mr. Hough	Mr. Staats
Mr. Bogardus	Mr. Hunt	Mr. Stafford
Mr. Bostwick	Mr. Johnson	Mr. Stevenson
Mr. Bowne	Mr. Kernan	Mr. Stone
Mr. Brown	Mr. Le Fever	Mr. Strong
Mr. Bull	Mr. Lewis	Mr. Sumner
Mr. Campbell	Mr. M'Keon	Mr. Temple
Mr. Cash	Mr. M'Knight	Mr. Terry
Mr. Chamberlin	Mr. Mitchell	Mr. Thomson
Mr. Clark	Mr. Morrell	Mr. Titus
Mr. Coe	Mr. Morris	Mr. Todd
Mr. Collin	Mr. Myers	Mr. Tompkins
Mr. Culver	Mr. Myrick	Mr. Wait
Mr. Degrauw	Mr. Nichols	Mr. Ward
Mr. Drake	Mr. Orr	Mr. West
Mr. Dusenbury	Mr. Osborne	Mr. Wheaton
Mr. Dyer	Mr. Palmer	Mr. Willes
Mr. Fleming	Mr. A. J. Parker	Mr. Williams
Mr. Fowler	Mr. I. S. Parker	Mr. Wright
Mr. Fox	Mr. J. H. Parker	Mr. Yates
Mr. Gardner	Mr. Parkhurst	Mr. Younglove
Mr. Germond	Mr. Patterson	Mr. Young
Mr. Gordon	Mr. Phelps	

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Those who voted in the negative are,

Mr. Dana

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The said engrossed bill, entitled "An act to incorporate the Oneida and Jefferson turnpike company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 92 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. Robertson
Mr. Angel	Mr. Grover	Mr. J. P. Robinson
Mr. Anthony	Mr. Guinnip	Mr. Schermerhorn
Mr. Archibald	Mr. Hall	Mr. Sears
Mr. Arnold	Mr. Harris	Mr. Shays
Mr. Barnes	Mr. Hasbrouck	Mr. Snyder
Mr. Bartle	Mr. Healy	Mr. Spafard
Mr. Beardslee	Mr. Hunt	Mr. Speaker
Mr. Bogardus	Mr. Jackson	Mr. Staats
Mr. Bostwick	Mr. Johnson	Mr. Stafford
Mr. Bowne	Mr. Jones	Mr. Stevenson
Mr. Brown	Mr. Kernan	Mr. Stone
Mr. Bull	Mr. Kingman	Mr. Strong
Mr. Butrick	Mr. Le Fever	Mr. Sumner
Mr. Campbell	Mr. Lewis	Mr. Temple
Mr. Cargill	Mr. M'Keon	Mr. Terry
Mr. Cash	Mr. M'Knight	Mr. Titus
Mr. Chamberlain	Mr. Mitchell	Mr. Todd
Mr. Clark	Mr. Morehouse	Mr. Tompkins
Mr. Clary	Mr. Morrell	Mr. Ward
Mr. Coe	Mr. Morris	Mr. West
Mr. Collin	Mr. Myers	Mr. Wheaton
Mr. Culver	Mr. Nichols	Mr. Wheeler
Mr. Dana	Mr. Orr	Mr. Willes
Mr. Dusenbury	Mr. Osborne	Mr. Williams
Mr. Dyer	Mr. Palmer	Mr. Winfield
Mr. Enos	Mr. I. S. Parker	Mr. Wright
Mr. Fleming	Mr. J. H. Parker	Mr. Yates
Mr. Fowler	Mr. Parkhurst	Mr. Younglove
Mr. Gardner	Mr. Patterson	Mr. Young
Mr. Germond	Mr. Phelps	

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The said engrossed bill, entitled "An act to change the name of Benjamin Cock," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act in addition to the several acts relative to the Capitol, and the grounds connected therewith," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to prevent injury being done to any rail-road within this State, and to insure the safety of passengers upon the same," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

*Ordered*, That Mr. Haight have leave of absence for one day.

*Ordered*, That the engrossed bill entitled "An act to incorporate the village of Le Roy in the county of Genesee," be again recommended to a select committee, consisting of Mr. Stevenson, Mr. Robertson and Mr. Morris, to consider and report thereon.

On motion of Mr. Strong,

*Resolved*, That the select committee on so much of the Governor's message as relates to poor-houses, be instructed to inquire and report to this House, the propriety of so amending the law in relation to the settlement and maintenance of poor and indigent persons, as to abolish the distinction between town and county paupers in all the counties of this State.

Mr. Clary gave notice that he would, on some future day, ask leave to bring in a bill to authorise Truman Dewey and John Hutchinson of the county of Erie, to take the oath of office as justices of the peace.

Mr. Fleming gave notice that he would, on some future day, ask leave to introduce a bill, to revive the act entitled "An act to vest certain powers in the freeholders and inhabitants of the village of Lewiston," passed April 17th, 1822.

In pursuance of previous notice, Mr. Bowne asked for and obtained leave to bring in a bill, entitled "An act concerning town officers in the several towns in this State;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bull, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read.

*Ordered*, That the said report be laid upon the table.

And then the House adjourned until ten o'clock on Monday morning next.

## MONDAY, MARCH 24, 1834.

The House met pursuant to adjournment.

The memorial of the commissioners for laying out the Port Kent road, praying for the passage of an act explanatory of the act appointing said commissioners, was read, and referred to the committee on the judiciary.

The remonstrance of sundry dealers and manufacturers of leather in the city of New-York, against the appointment of an additional

inspector of leather in said city, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Broome, praying for the passage of an act altering the time of holding the court of common pleas in said county, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Broome, praying for the incorporation of a company to construct a turnpike road from the Belmont turnpike to Binghamton, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the county of Oneida, praying for the repeal of the law subjecting certain debts due non-residents to taxation, with two several remonstrances against the same, were read, and committed to the committee of the whole when on the bill upon that subject.

Two several remonstrances of sundry inhabitants of the county of Genesee, against a division of said county, were read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Delaware, praying for the incorporation of the Delaware Literary and Religious Institute, was read, and referred to the committee on colleges, academies and common schools.

The remonstrance of sundry inhabitants of the town of Concord in the county of Erie, against a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The remonstrance of sundry inhabitants of the town of Lenox in the county of Madison, against a division of said town, was read, and committed to the committee of the whole when on the bill to which it relates.

The remonstrance of Lucas Elmendorf, against the incorporation of the Port Benjamin and Binghamton and Harpersville turnpike road companies, was read, and committed to the committee of the whole when on the bills to which it relates.

The petition of sundry inhabitants of the county of Columbia, praying for the passage of an act authorising the appointment of commissioners to locate a road from Hudson to Chatham in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Mr. Myers, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to incorporate the village of Fulton;" the bill entitled "An act to incorporate the Narrowsburgh bridge company;" the bill entitled "An act to incorporate the Rensselaer

and Berkshire tunnelling and turnpike road company;" the bill entitled "An act to incorporate the Saugerties steam-boat landing company;" the bill entitled "An act to incorporate the Genesee manual labor seminary;" the bill entitled "An act to repeal an act entitled 'An act for building a bridge over the Genesee river in the town of Nunda in the county of Allegany,' passed April 10, 1818;" the bill entitled "An act for the relief of Barnes Gleason and John Drum," and the bill entitled "An act to authorise the First Baptist church of Lewiston and Porter to sell and convey a certain lot of land."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to incorporate the village of Fulton," and the bill entitled "An act to incorporate the Narrowsburgh bridge company," be referred to a select committee, consisting of Mr. Jackson, Mr. Mitchell and Mr. Todd: that the bill entitled "An act to incorporate the Rensselaer and Berkshire tunnelling and turnpike road company;" the bill entitled "An act to incorporate the Saugerties steam-boat landing company," and the bill entitled "An act to incorporate the Genesee manual labor seminary," be referred to a select committee, consisting of Mr. Dusenbury, Mr. Enos and Mr. Campbell: and that the bill entitled "An act to repeal an act entitled 'An act for building a bridge over the Genesee river in the town of Nunda in the county of Allegany,' passed April 10, 1818;" the bill entitled "An act for the relief of Barnes Gleason and John Drum," and the bill entitled "An act to authorise the First Baptist church of Lewiston and Porter to sell and convey a certain lot of land," be referred to a select committee, consisting of Mr. Robertson, Mr. Wait and Mr. Arnold, to be by the said committees severally reported complete.

Mr. Staats, from the committee on the incorporation of medical societies and colleges, to which was referred the communication of Jesse Torrey junior, relative to changing the manner of heating and ventilating the Assembly chamber, reported; and asked leave to be discharged from the further consideration of the same.

[*See Document No. 388.*]

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Stevenson, from the select committee to which was referred the engrossed bill entitled "An act to incorporate the village of Le Roy in the county of Genesee," reported, that the committee have examined the said bill, prepared amendments thereto, and recommend that the bill be ordered to be re-engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. McKeon, from the select committee to which was referred the bill entitled "An act for the relief of the Prince-street orphan asylum," reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same, and recommend that the bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Gordon, from the select committee to which was referred the bill entitled "An act in relation to mortgages upon personal property filed with county clerks," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

The annual report of N. Wilson, an inspector of beef and pork in the county of Greene, was received and read.

[See Document No. 358.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The annual report of Jason Rudes, an inspector of pot and pearl ashes of the city of Albany, was received and read.

[See Document No. 340.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

A message from the Senate was read, informing that they have concurred with this House in its amendments to the bill entitled "An act to incorporate the Chemung turnpike road company," and have amended the same accordingly.

The said amended bill having been examined,

*Ordered*, That the Clerk return the same to the Senate.

The Senate returned the bill entitled "An act to amend the twelfth article of title second, chapter seventeenth, part first of the Revised Statutes, entitled 'Of the inspection of leaf tobacco in the city of New-York,'" and the bill entitled "An act to change the location of the northern termination of the Chenango canal."

*Ordered*, That the clerk deliver the said bills to the Governor.

The Senate sent for concurrence, a bill entitled "An act to authorise the board of supervisors of the county of Herkimer to raise money to build a court-house in said county;" and a bill entitled "An act to continue in force an act entitled 'An act to amend an act to prevent horse racing, and for other purposes,' passed March 30th, 1821."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act to authorise the board of supervisors of the county of Herkimer to raise money to build a court-house in said county," was

referred to a select committee, consisting of the members attending this House from the county of Herkimer; and the bill entitled "An act to continue in force an act entitled 'An act to amend an act to prevent horse racing, and for other purposes,' passed March 30th, 1821," was referred to a select committee, consisting of the members attending this House from the counties of Suffolk, Queens and Kings, to consider and report thereon.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to change the location of the northern termination of the Chenango canal."

W. L. MARCY.

*Albany, March 24, 1834.*

A copy of a resolution of the Senate was received and read, informing that they have concurred with this House in its resolution of the twenty-first instant, referring the report of the Trustees of the Capitol to a joint committee; and have appointed Mr. Westcott, Mr. Armstrong and Mr. Livingston, of the said committee on the part of the Senate.

A message from the Senate was read, informing that they have concurred with the committee of conference in its amendments to the bill entitled "An act to amend an act entitled 'An act to establish a corporation for improving and making a turnpike road from Newburgh to New-Windsor,' passed April 2d, 1806."

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur in the said amendments, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel  
Mr. Anthony  
Mr. Archibald  
Mr. Arnold  
Mr. Bartle  
Mr. Beardslee  
Mr. Bogardus  
Mr. Bostwick  
Mr. Bowne  
Mr. Brown

Mr. Gordon  
Mr. Groom  
Mr. Grover  
Mr. Haight  
Mr. Hall  
Mr. Healy  
Mr. Herttell  
Mr. Hone  
Mr. Hough  
Mr. Humphrey

Mr. A. J. Parker  
Mr. I. S. Parker  
Mr. J. H. Parker  
Mr. Parkhurst  
Mr. Robertson  
Mr. J. P. Robinson  
Mr. Sears  
Mr. Shays  
Mr. Snyder  
Mr. Spafard



Mr. Bull	Mr. Hunt	Mr. Speaker
Mr. Butrick	Mr. Ingalls	Mr. Staats
Mr. Campbell	Mr. Jackson	Mr. Stafford
Mr. Cargill	Mr. Johnson	Mr. Stevenson
Mr. Case	Mr. Jones	Mr. Stone
Mr. Cash	Mr. Kernan	Mr. Strong
Mr. Chamberlin	Mr. Kingman	Mr. Terry
Mr. Clark	Mr. La Fever	Mr. Thomson
Mr. Clary	Mr. Livingston	Mr. Titus
Mr. Coe	Mr. Lockwood	Mr. Wait
Mr. Conklin	Mr. McKnight	Mr. Ward
Mr. Collin	Mr. Mitchell	Mr. West
Mr. Culver	Mr. Morehouse	Mr. Wheaton
Mr. Dana	Mr. Morrell	Mr. Willes
Mr. Drake	Mr. Morris	Mr. Williams
Mr. Dyer	Mr. Myers	Mr. Winfield
Mr. Emmons	Mr. Myrick	Mr. Wright
Mr. Fleming	Mr. Orr	Mr. Yates
Mr. Fowler	Mr. Osborne	Mr. Younglove
Mr. Gardner	Mr. Palmer	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in the said amendments.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

*Fellow-citizens of the Senate and Assembly :*

Since my communication to the Legislature at the commencement of the present session, the unusual derangement of the business operations of the community has been such, as in my judgment to render it the duty of the Executive to call your attention to the subject.

It was not then perceived that the order of the Treasury Department, directing the accruing receipts of the public moneys to be deposited in the local banks instead of the Bank of the United States, could essentially interrupt the business transactions of the community; nor is it now supposed that any necessary connection exists between that act, and the present state of commercial embarrassment.

Although it was known that the Bank of the United States had commenced a rapid curtailment of its debt anterior to the action of the government upon the deposits, and had actually reduced it more than four millions of dollars during the sixty days previous to the first of October, when the order of the Secretary took effect; yet as the government had directed the change to be made in a manner best calculated to avoid any pressure upon the Bank or injury to the community, it was not reasonable to suppose that the occasion would have been seized for the purpose of giving an unnecessary shock to business, much less of exciting a causeless panic. Certain it is, however, that since the change referred to, such has

been the attitude assumed by that institution in regard to the local banks, that the latter are unable to afford to the community those assurances of future accommodations, which are so essentially necessary to inspire confidence among business men in entering into new engagements.

The partizans of that institution, and certain presses devoted to its recharter, by systematic and persevering efforts in disseminating distrust of the credit of our monied institutions, particularly those of this State, of the credit of individuals, of the resources of the country, and its ability to meet the crisis; and by endeavoring to fasten public opinion upon this act of the government as the cause of all the depression which has been experienced, as well as that which is daily predicted and held up to the public view in a distorted and exaggerated form; have also produced an excitement among the business community, calculated essentially to aggravate the pressure, and prolong its existence.

Looking at the immense wealth and resources of the country—presenting externally, as indicated by the course of exchange, an appearance of prosperity unknown for many years, and internally, until within a short period, the same favorable appearance, as indicated by abundant crops, fair prices, active mercantile and manufacturing operations; it appears to be impossible that the existing state of things should have sprung from a cause so inadequate as the mere substitution of one place for another as the depository of the accruing receipts by the government.

Although the removal of the deposits, effected as it was prospectively, and operating upon the funds in hand, not withdrawing the whole suddenly, but gradually, as the wants of the government required, furnished of itself no sufficient cause for the results which in point of time have followed it; yet it is said that its operation has been to derange the currency, to destroy confidence, and thus to produce the present embarrassment.

It is undoubtedly true that much of the pressure upon the money market has been occasioned by the destruction of confidence; but it is not easy to perceive how that is to be charged as the necessary consequence of the action of the government. It is the consequence of the attitude assumed by the Bank of the United States towards other banks—an attitude not necessary, although its advocates attempt to justify it, either as a measure of retaliation upon the government, or for the purpose of compelling those institutions to surrender or to refuse to accept the public deposits.

Nor is it easy to perceive how the action of government should of necessity derange the currency or the commercial operations of the country, through the medium of domestic exchanges. The ability of the bank to conduct all ordinary business, has not been essentially impaired, and its amount of discounted bills of exchange is at this moment as large or about as large as it ever has been. Whatever inconveniences may have resulted from its refusal latterly to furnish drafts at sight between its different offices at the usual rates, (and these inconveniences undoubtedly have been great,) would seem, therefore, to be of its own creation, or the re-

sult of that position in regard to the other banks which it has chosen to assume.

It is believed that the principal causes of the present embarrassment have no essential connection with the removal of the deposits.

In December, 1830, the Bank of the United States commenced a rapid increase of its loans and circulation, and continued augmenting them until May, 1832, having within that period added about twenty-eight millions of dollars to its accommodations to the public, and over four millions to its notes in circulation. The necessary consequence of such a large and sudden increase of facilities to business men, was to encourage a corresponding liberality on the part of the local banks, overaction in trade, and to stimulate to excess the industry and enterprise of the country. At all events, since that period, foreign commercial operations, domestic trade and manufactures, speculations in stocks, lands and produce, have been carried on to an extent and upon a scale before entirely unknown.

The policy of contraction on the part of the Bank, which immediately followed this unexampled expansion, had scarcely been commenced when the tariff law of July, 1832, went into effect, the operation of which, with its subsequent modification, was well calculated to develop the injurious consequences of the overtrading which had preceded.

Under the former law, duties to the amount of about fifteen millions annually accrued upon imports at the port of New-York, the payment of which was secured by bonds payable at different periods, some as long as eighteen months. As the merchandize was generally sold by the importer, soon after the execution of his bond for the duties, it is obvious that the credit afforded by the government, was to him equivalent to so much capital until the time of payment should arrive. Before this time, a fresh importation enabled him to create a new credit, and thus a very large amount of capital was constantly in use among those engaged in commercial pursuits.

The law of July, 1832, considerably reduced the amount of duties, while that of 1833, operated still further to diminish the capital of the importer thus derived from government credits, by admitting many new articles to the free list, by shortening the bonds in some cases, and by substituting cash payments on many articles subject to duty.

This law took effect on the fourth of March, 1833, and during the past year the bonds of the preceding year have been falling due, while the shortened bonds and cash duties have created an additional demand for money, thus casting upon the importer the burthen of repaying the capital formerly loaned to him by the government, and also of paying the cash duties required upon his recent importations. It has been estimated that the effect of this law has been equivalent to the withdrawal from commercial investments of from twelve to thirteen millions of capital.

The depressed rate of foreign exchange also, although an indi-

cation favorable to the general condition of the country, has, it is understood, prevented the drawing of considerable sums of money from Europe, the proceeds of produce as well as of stocks sold abroad.

These causes, together with the rapid curtailment of its debt by the United States bank, between the first days of August and December, amounting to nearly ten millions of dollars, and all operating upon a state of trade unusually and extravagantly extended, are supposed to be sufficient to account for most of the distress hitherto experienced.

The severity of the pressure in New-York, has undoubtedly been very much mitigated, by placing the public deposites in the local banks, which have thereby been enabled to discount, and have actually discounted upwards of four millions more than they otherwise could have done.

And as the charter was soon to expire, and the bank had actually commenced its curtailments sometime previous to the action of the government, that action would seem to have been indispensably necessary for the protection of the public, so far as the funds of the government would afford the means. This measure, however, which as we have seen, involved no necessary destruction of individual confidence or credit, no necessary derangement of ordinary commercial operations, much less any necessity for the panic which has followed, has furnished to the bank the pretext for placing itself in a new and menacing attitude, and to its partizans the occasion of wantonly sporting with the fears of the timid, the standing of the weak, the stability of the currency, and the credit of our monied institutions.

This corporation, brought into existence for the purpose of subserving the general good, (if for any justifiable purpose,) seems to be bending the whole of its prodigious energies towards compelling the people, by force of pecuniary suffering, to acknowledge the necessity of its recharter.

Our constituents have distinctly expressed their unbiassed judgment upon the question of recharter; and I cannot doubt that they possess sufficient patriotism to meet any crisis, which the controversy may produce, and that in the maintenance of principles of vital importance to themselves and to posterity, they will be ready to endure any pecuniary privation, rather than to submit to the dictation of a great monied power.

From recent debates in the National Legislature; from the tone of the presses which advocate the cause of the Bank; from the language of public meetings; from the organizations of party; and from other indications too plain to be mistaken, the efforts on the part of the Bank seem to be directed especially against the monied institutions and the business relations of the State of New-York. Under such circumstances, I deem it the imperative duty of the State to put forth its energies to aid these institutions in the struggle, and to protect its citizens from oppression. Connected as these institutions are, with the industry and prosperity of the State, all classes of our constituents, whether agricultural, mercantile or manufacturing, are equally interested in their welfare.

I am furnished by the Bank Commissioners, with a statement of the condition of the banks subject to their supervision on the fourth of March instant, by which it appears that their circulation had been diminished since the first day of January last, more than three millions of dollars; and that the country institutions, or those located out of the cities of New-York and Albany, while they had reduced their loans and discounts only about \$800,000, had reduced their circulation about two millions of dollars. The entire resources of the country banks on the fourth of March, excluding the bank fund, amounted to \$21,984,000, and their entire liabilities to \$12,462,000. Notwithstanding the redemption, between those dates, of about two millions of their paper, the reduction of their specie was less than \$25,000; and their immediate means of redemption, consisting of specie at home and funds on deposit in Albany and New-York, subject to be drawn at sight, amounted to more than thirty-five per cent. of their whole circulation.

So far, therefore, as the banks themselves are concerned, I entertain not the slightest doubt, either of their present or future ability to meet any crisis that can occur; but under a state of things which may be imagined, a proper regard for their own safety, may put it out of their power to afford those accommodations to the public, which its interests may require.

The Bank of the United States has recently declared its intention to continue its curtailments, but in what ratio we know not. It probably has due to it in this State about seven millions; and what portion of this amount our citizens may be called upon to pay before the next session of the Legislature, cannot now be determined. If this amount shall be called in rapidly, our banks must necessarily strengthen themselves by calling in a portion of their debt; and thus it will be in the power of the Bank of the United States, if it should have the disposition, to occasion serious embarrassment to all classes of the community, unless the Legislature make some suitable provision to guard against such a result.

It has been suggested to me by several intelligent and practical gentlemen from the city of New-York, for whom and for whose opinion I entertain the highest respect, and who, I am sure, were governed by no motives of individual interest in the matter, that the establishment of a large banking institution in that city was called for at the present time. A capital of eight or ten millions was mentioned; and it was proposed that the State should take one-half, and pay for it by a State stock, bearing an interest of four or five per cent., redeemable at the expiration of the charter; the balance of stock to be distributed by commissioners to be appointed by the Governor and Senate, or in such other manner as should be thought best; the State to appoint its share of directors; the rate of discount to be fixed at six per cent., and if deemed proper, the surplus profits over six or seven per cent. per annum to be paid into the State treasury; the institution to issue no notes under twenty dollars, and in other respects to be made subject to the general laws of the State, reserving to the Legislature the usual right to modify or repeal the charter.

It was urged that the stock issued by the State might readily be disposed of in Europe for specie, and that such a charter would furnish a sufficient inducement to insure the necessary subscriptions for the residue of the capital; that such an institution would be able to take the debt now due to the United States Bank in this State, whenever it should be called in; to furnish the requisite facilities to the commercial interests of the city of New-York in the discount and collection of domestic exchange; to acquire a character in Europe which would enable it to sustain mercantile credit in times of revulsion in trade; and, in short, to exercise a healthful influence over all the diversified interests of that great city, and consequently over every branch of industry throughout the State.

Although many of the advantages anticipated from an institution of such a character, might and probably would be realized, there are, nevertheless, objections to this proposition, of serious if not preponderating weight. It is deemed by many to be objectionable in principle for any government to engage in the ordinary pursuits of individual enterprise. Such an institution, possessing ample powers over the currency of the State, which, properly directed, might be productive of salutary effects, might also, by a misdirection of its efforts, be equally capable of producing serious and extensive injury. It might in its administration be subject to the fluctuations of political power, and thereby be in danger of becoming an engine wielded to subserve the interests of a party. It might, by the acquisition of political influence, paralyze the controlling power reserved to the Legislature; it might, for the purpose of acquiring this influence, openly take the field of party politics, and exhibit the disgusting spectacle, with which we are already too familiar, of a large monied corporation arrayed in political opposition to the government of the country.

Unless, therefore, such an institution, or one of a somewhat similar character, should be found indispensably necessary to enable us to counteract a greater evil, I should be unwilling to hazard so dangerous an experiment.

It has occurred to me, that a remedy, as well for the existing evil, as for the inconvenience which may in any event result from the withdrawal of the capital now employed by the Bank in this State, may be provided, by the issue of a State Stock, if necessary, to the amount of four or five millions of dollars, and by increasing the ability of the banks in the city of New-York with loans of this stock, in such manner as would be perfectly safe to the State, and at the same time enable them to extend their accommodations so as to supply the amount of capital to be withdrawn by the Branch in that city. It is due to the city banks to say, that this suggestion does not proceed from them; they have thus far sustained themselves with creditable ability, and feel a perfect confidence in their resources to do so under any emergency that may happen; but the suggestion is intended for the relief of the whole community, by sustaining the markets for our agricultural and manufacturing productions, and giving activity and vigor to commercial enterprise.

Should this measure be adopted, the necessity will at once be perceived of imposing upon certain persons to be designated by the Legislature, the power and responsibility of carrying it into effect. Ample provision should be made to secure the regular payment of interest, and the ultimate redemption of the stock by the banks to which the loans may be made, so that the State will neither be subject to inconvenience, nor incur any responsibility beyond the loan of its credit to stable and well conducted institutions. It may also be necessary to provide, that during the continuance of the loans to the banks, they shall possess the power of discounting upon them as upon so much additional capital, without allowing them to extend their circulation beyond the limits now prescribed by law. The banks in New-York, from their position, must necessarily meet and sustain the first shock of any pressure upon the money market, and by strengthening them therefore, we aid every branch of industry throughout the State. A depression in the city necessarily affects prices in the country, and operates to the injury of the agricultural, as well as the manufacturing and mercantile interests of the whole State. Should it be deemed advisable, a portion of this stock might be disposed of, and the avails loaned in the different counties of the State through the agency of the county loan officers, as has heretofore been done on several occasions, to the great relief of the community.

It is not doubted that the State, by the loan of its credit in some such manner, may, without incurring any loss or inconvenience, do much to sustain the great interests of the people, if the necessity for it should arise; and I cannot entertain the slightest doubt that the measure would meet with their cordial approbation.

Being perfectly satisfied, that the energies and resources of this State, will enable it to bear up against any temporary depression of business which can be anticipated; that in this desperate struggle by a great monied power to perpetuate its own existence by the force of its pressure upon the community, the patriotism of the people will be found to rise, regardless of mere pecuniary sacrifices: and that it is the duty of the State to stand forth in its strength, and by the use of its credit and the sanction of its name, to shield its institutions and its citizens from harm; I commit the entire subject to your deliberate consideration.

W. L. MARCY.

*Albany, March 22, 1834.*

*Ordered,* That the said message be laid upon the table.

*Ordered,* That five thousand copies of the said message be printed for the use of the Legislature.

[*See Document No. 326.*]

A copy of a resolution of the Senate was received and read, in the words following, to wit:

*Resolved,* (if the Assembly concur,) That the message of the Governor, communicated this day to the Legislature, be referred

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county of Cattaraugus, praying for a division of said town, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the town of Napoli in the county of Cattaraugus, praying for a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Cattaraugus, praying for a repeal of the law taxing the debts of non-residents, was read, and committed to the committee of the whole when on the bill to which it relates.

The remonstrance of sundry inhabitants of the town of Collins in the county of Erie, against the passage of a law authorising a tax to be levied on the inhabitants of said town, for the improvement of roads through the Indian reservation, was read, and committed to the committee of the whole when on the bill to which it relates.

The remonstrance of sundry inhabitants of the town of Machias in the county of Cattaraugus, against any alteration of their town lines, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Chautauque, praying the aid of the State in the construction of the New-York and Erie rail-road, was read, and referred to the committee on rail-roads.

The remonstrance of sundry inhabitants of the town of Sardinia in the county of Erie, against a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The remonstrance of the Saratoga and Schenectady Rail-Road Company, against the passage of an act to incorporate the Ballston and Washington Rail-Road Company, was read, and ordered to be laid upon the table.

*Ordered;* That the usual number of copies of the said remonstrance be printed for the use of the Legislature.

[*See Document No. 331.*]

Two several remonstrances of sundry inhabitants of the village of Saratoga-Springs, against an amendment of their act of incorporation, were read, and referred to the committee on the incorporation of cities and villages.

The petition of sundry inhabitants of the counties of Essex and St. Lawrence, praying for the passage of an act authorising the levying of a tax on certain lands in said counties, for the improvement of a road leading from Westport in the county of Essex, to Hopkinton in the county of St. Lawrence, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Mr. Shays, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select com-



mittees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to incorporate the Warsaw and Le Roy rail-road company;" the bill entitled "An act to incorporate the Kingston turnpike and rail-road company;" the bill entitled "An act to extend the act to incorporate the Squakie-hill bridge company, passed April 19th, 1833;" the bill entitled "An act to incorporate the Castleton and West-Stockbridge rail-road company;" the bill entitled "An act in addition to an act entitled 'An act authorising the board of supervisors of the county of St. Lawrence to levy a tax on the town of Oswegatchie, to be invested in an academy and lot, and for other purposes,' passed April 26, 1833;" the bill entitled "An act to extend the time for completing the Stephentown and Nassau turnpike road;" the bill entitled "An act to authorise John Cooper junior, to erect a dam across the Conhocton river in the town of Erwin in the county of Steuben;" the bill entitled "An act to annex a part of the town of Kirkland to the town of New-Hartford in the county of Oneida;" the bill entitled "An act in relation to issuing attachments for witnesses by justices of the peace in certain cases;" the bill entitled "An act to exempt certain property from levy and sale under execution, and from distress for rent;" and the bill entitled "An act for establishing a justices' court in the city of Troy."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to incorporate the Warsaw and Le Roy rail-road company;" the bill entitled "An act to incorporate the Kingston turnpike and rail-road company," and the bill entitled "An act to extend the act to incorporate the Squakie-hill bridge company, passed April 19th, 1833" be referred to a select committee, consisting of Mr. Haight, Mr. Mitchell and Mr. Clark: that the bill entitled "An act to incorporate the Castleton and West-Stockbridge rail-road company;" the bill entitled "An act in addition to an act entitled 'An act authorising the board of supervisors of the county of St. Lawrence to levy a tax on the town of Oswegatchie, to be invested in an academy and lot, and for other purposes,' passed April 26th, 1833;" the bill entitled "An act to extend the time for completing the Stephentown and Nassau turnpike road," and the bill entitled "An act to authorise John Cooper junior, to erect a dam across the Conhocton river in the town of Erwin in the county of Steuben," be referred to a select committee, consisting of Mr. Staats, Mr. Temple, and Mr. J. P. Robinson: that the bill entitled "An act to annex a part of the town of Kirkland to the town of New-Hartford in the county of Oneida;" the bill entitled "An act in relation to issuing attachments for witnesses by justices of the peace in certain cases," and the bill entitled "An act to exempt certain property from levy and sale under execution, and from distress for rent," be referred to a select committee, consisting of Mr. Gordon, Mr. Conklin and Mr. Snyder: and that the bill entitled "An act for establishing a justices' court in the city of Troy," be

referred to a select committee, consisting of Mr. Bull, Mr. Stevenson and Mr. Osborne, to be by the said committees severally reported complete.

Mr. Stevenson, from the select committee to which was referred the bill entitled "An act for establishing a justices' court in the city of Troy," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Jackson, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Narrowsburgh bridge company," reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same, and recommend that the said amendment be ordered to be engrossed, and the bill ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Campbell, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Rensselaer and Berkshire tunnelling and turnpike road company," and the engrossed bill from the Senate, entitled "An act to incorporate the Genesee manual labor seminary," reported, that the committee had gone through the said bills, and agreed to the same without amendment, and recommend that the said bills be severally ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Robertson, from the select committee to which was referred the bill entitled "An act for the relief of Barnes Gleason and John Drum," and the bill entitled "An act to authorise the First Baptist church of Lewiston and Porter to sell and convey a certain lot of land," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

Mr. Phelps, from the select committee to which was referred the memorial of sundry inhabitants of the towns of Richmond and Canadice in the county of Ontario, reported; and asked leave to introduce a bill.

[See Document No. 334.]

*Ordered,* That leave be given to bring in such bill.

Mr. Phelps, according to leave, brought in the said bill, entitled "An act to take from the town of Canadice part of the territory thereof, and annex the same to the town of Richmond in the county of Ontario;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Jackson, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to continue in force an act entitled 'An act to amend an act to prevent horse racing, and for other purposes,' passed March 30th, 1821," reported, that the committee had examined the said bill, and recommend that the same be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Campbell, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to authorise the board of supervisors of the county of Herkimer to raise money to build a court-house in said county," reported, that the committee had examined the said bill, and recommend that the same be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the memorial of David Tomlinson and others, inhabitants of Rotterdam and Schenectady, respectfully report:

[See Document No. 327.]

*Ordered*, That the said report be referred to the committee on canals and internal improvements.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of Aaron Parkhurst, respectfully report:

[See Document No. 329.]

*Ordered*, That the said report be referred to the committee on claims.

A communication from the agent of the Mount-Pleasant State Prison, in pursuance of a resolution of the Assembly of the fourth instant, was received and read.

[See Document No. 333.]

*Ordered*, That the said communication be referred to the select committee of which Mr. Humphrey is chairman.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of Peter I. Enders, respectfully report:

[See Document No. 328.]

*Ordered*, That the said report be referred to the committee on claims.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of William Young, respectfully report:

[See Document No. 330.]

*Ordered*, That the said report be referred to the committee on claims.

Mr. Morris, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

The Senate returned the bill entitled "An act to incorporate the Utica and New-Berlin McAdam turnpike company."

*Ordered*, That the clerk deliver the said bill to the Governor.

The engrossed bill from the Senate, entitled "An act to incorporate the Rensselaer and Berkshire tunnelling and turnpike road company," with the engrossed amendment, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	89	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Anthony	Mr. Grinnell	Mr. Patterson
Mr. Bagley	Mr. Haight	Mr. Phelps
Mr. Barnes	Mr. Hall	Mr. Ringgold
Mr. Bartle	Mr. Harris	Mr. Robertson
Mr. Beardslee	Mr. Healy	Mr. O. Robinson
Mr. Bogardus	Mr. Herttell	Mr. J. P. Robinson
Mr. Bostwick	Mr. Hough	Mr. Schermerhorn
Mr. Brasher	Mr. Humphrey	Mr. Sears
Mr. Brown	Mr. Hunt	Mr. Shays
Mr. Bull	Mr. Ingalls	Mr. Snyder
Mr. Butrick	Mr. Jackson	Mr. Spafard
Mr. Campbell	Mr. Johnson	Mr. Speaker
Mr. Cargill	Mr. Kernan	Mr. Staats
Mr. Case	Mr. Kingman	Mr. Stafford
Mr. Cash	Mr. Le Fever	Mr. Stevenson
Mr. Chamberlin	Mr. Lewis	Mr. Stone
Mr. Clary	Mr. Lockwood	Mr. Strong
Mr. Coe	Mr. Mabbett	Mr. Terry
Mr. Conklin	Mr. Marvin	Mr. Thomson
Mr. Culver	Mr. M'Keon	Mr. Titus
Mr. Cuykendall	Mr. M'Knight	Mr. Wait

Mr. Dana	Mr. Mitchell	Mr. Ward
Mr. Drake	Mr. Morehouse	Mr. West
Mr. Dyer	Mr. Morrell	Mr. Wheaton
Mr. Ellithorp	Mr. Morris	Mr. Willes
Mr. Emmons	Mr. Myers	Mr. Williams
Mr. Fleming	Mr. Osborne	Mr. Wright
Mr. Fox	Mr. Palmer	Mr. Yates
Mr. Gardner	Mr. I. S. Parker	Mr. Younglove
Mr. Germond	Mr. J. H. Parker	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendment therewith delivered.

The engrossed bill from the Senate, entitled "An act to incorporate the Narrowsburgh bridge company," with the engrossed amendment, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 98 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. J. H. Parker
Mr. Anthony	Mr. Groom	Mr. Parkhurst
Mr. Archibald	Mr. Grover	Mr. Patterson
Mr. Barnes	Mr. Haight	Mr. Phelps
Mr. Bartle	Mr. Hall	Mr. Ringgold
Mr. Beardslee	Mr. Harris	Mr. Robertson
Mr. Bogardus	Mr. Healy	Mr. O. Robinson
Mr. Bostwick	Mr. Herttell	Mr. J. P. Robinson
Mr. Bowne	Mr. Hone	Mr. Schermerhorn
Mr. Brown	Mr. Hough	Mr. Shays
Mr. Bull	Mr. Hunt	Mr. Snyder
Mr. Butrick	Mr. Ingalls	Mr. Spafard
Mr. Campbell	Mr. Jackson	Mr. Speaker
Mr. Cargill	Mr. Jones	Mr. Staats
Mr. Case	Mr. Kernan	Mr. Stafford
Mr. Cash	Mr. Le Fever	Mr. Stevenson
Mr. Chamberlin	Mr. Lewis	Mr. Strong
Mr. Clark	Mr. Livingston	Mr. Terry
Mr. Clary	Mr. Mabbett	Mr. Thomson
Mr. Coe	Mr. Marvin	Mr. Titus
Mr. Conklin	Mr. M'Keon	Mr. Todd
Mr. Collin	Mr. M'Knight	Mr. Wait
Mr. Culver	Mr. Mitchell	Mr. Ward
Mr. Cuykendall	Mr. Morehouse	Mr. West
Mr. Dana	Mr. Morrell	Mr. Wheaton

Mr. Drake	Mr. Morris	Mr. Wheeler
Mr. Dyer	Mr. Myers	Mr. Willes
Mr. Ellithorp	Mr. Myrick	Mr. Williams
Mr. Emmons	Mr. Orr	Mr. Winfield
Mr. Fleming	Mr. Osborne	Mr. Wright
Mr. Fowler	Mr. Palmer	Mr. Yates
Mr. Fox	Mr. A. J. Parker	Mr. Younglove
Mr. Gardner	Mr. I. S. Parker	

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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same, with the amendment therewith delivered.

The engrossed bill entitled "An act making provision for draining a certain swamp known by the name of the Flint creek and Nettle valley swamp in the town of Potter in the county of Yates, and in the town of Gorham in the county of Ontario," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. J. H. Parker
Mr. Anthony	Mr. Groom	Mr. Parkhurst
Mr. Archibald	Mr. Grover	Mr. Patterson
Mr. Bagley	Mr. Haight	Mr. Phelps
Mr. Barnes	Mr. Hall	Mr. Ringgold
Mr. Bartle	Mr. Harris	Mr. Robertson
Mr. Beardslee	Mr. Healy	Mr. O. Robinson
Mr. Bogardus	Mr. Herttell	Mr. J. P. Robinson
Mr. Bostwick	Mr. Hough	Mr. Schermerhorn
Mr. Bowne	Mr. Hunt	Mr. Sears
Mr. Bull	Mr. Ingalls	Mr. Snyder
Mr. Butrick	Mr. Jackson	Mr. Spafard
Mr. Campbell	Mr. Johnson	Mr. Speaker
Mr. Cargill	Mr. Jones	Mr. Staats
Mr. Case	Mr. Kernan	Mr. Stafford
Mr. Cash	Mr. Kingman	Mr. Stevenson
Mr. Chamberlin	Mr. Le Fever	Mr. Strong
Mr. Clark	Mr. Lewis	Mr. Terry
Mr. Clary	Mr. Livingston	Mr. Thomson
Mr. Coe	Mr. M'Keon	Mr. Titus
Mr. Conklin	Mr. M'Knight	Mr. Todd
Mr. Collin	Mr. Mitchell	Mr. Wait
Mr. Culver	Mr. Morehouse	Mr. Ward
Mr. Cuykendall	Mr. Morrell	Mr. West

Mr. Dana  
Mr. Drake  
Mr. Dyer  
Mr. Emmons  
Mr. Fleming  
Mr. Fox  
Mr. Gardner

Mr. Morris  
Mr. Myers  
Mr. Myrick  
Mr. Orr  
Mr. Osborne  
Mr. Palmer

Mr. Wheaton  
Mr. Wheeler  
Mr. Willes  
Mr. Winfield  
Mr. Yates  
Mr. Younglove

91

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act in relation to mortgages upon personal property filed with county clerks," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act for the relief of the Prince-street orphan asylum," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

The engrossed bill from the Senate, entitled "An act to incorporate the Genesee manual labor seminary," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 86 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony  
Mr. Archibald  
Mr. Bagley  
Mr. Barnes  
Mr. Bartle  
Mr. Beardslee  
Mr. Bogardus  
Mr. Bostwick  
Mr. Bowne  
Mr. Brown  
Mr. Bull  
Mr. Butrick  
Mr. Campbell  
Mr. Cargill  
Mr. Case

Mr. Grinnell  
Mr. Groom  
Mr. Haight  
Mr. Hall  
Mr. Harris  
Mr. Healy  
Mr. Herttell  
Mr. Hough  
Mr. Humphrey  
Mr. Hunt  
Mr. Ingalls  
Mr. Jackson  
Mr. Johnson  
Mr. Jones  
Mr. Kernan

Mr. J. H. Parker  
Mr. Parkhurst  
Mr. Patterson  
Mr. Phelps  
Mr. Ringgold  
Mr. Robertson  
Mr. O. Robinson  
Mr. J. P. Robinson  
Mr. Schermerhorn  
Mr. Sears  
Mr. Shays  
Mr. Speaker  
Mr. Staats  
Mr. Stafford  
Mr. Stevenson

Mr. Cash	Mr. Kingman	Mr. Stone
Mr. Clary	Mr. Le Fever	Mr. Strong
Mr. Coe	Mr. Lewis	Mr. Terry
Mr. Conklin	Mr. Marvin	Mr. Thomson
Mr. Collin	Mr. M'Keon	Mr. Titus
Mr. Culver	Mr. M'Knight	Mr. Wait
Mr. Cuykendall	Mr. Mitchell	Mr. Ward
Mr. Dana	Mr. Morehouse	Mr. West
Mr. Dyer	Mr. Morrell	Mr. Wheaton
Mr. Emmons	Mr. Morris	Mr. Wheeler
Mr. Fleming	Mr. Myers	Mr. Willes
Mr. Fox	Mr. Osborne	Mr. Yates
Mr. Gardner	Mr. Palmer	Mr. Younglove
Mr. Germond	Mr. I. S. Parker	

86

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend an act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes, passed April 2d, 1829;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of America;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Mechanics' bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Merchants' bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of New-York;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Union bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act



incorporating the National bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the City bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Merchants' exchange bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Phenix bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Leather Manufacturers' bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Tradesmen's bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Seventh ward bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Butchers' and Drovers' bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Greenwich bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Brooklyn bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Westchester county bank;" which was read the

first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Newburgh;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Orange county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Poughkeepsie;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Ulster county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Catskill bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Tanners' bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Hudson river bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Albany;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Mechanics' and Farmers' bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the New-York State bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Canal bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Troy bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Farmers' bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Merchants' and Mechanics' bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Troy city bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Lansingburgh;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Whitehall;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Essex county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Saratoga county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Mohawk bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and ob-

tained leave to bring in a bill, entitled "An act to amend the act incorporating the Schenectady bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Montgomery county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Central bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Otsego county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Herkimer county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Broome county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Chenango bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Madison county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Utica;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Rome;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act

incorporating the Lewis county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Jefferson county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Ogdensburgh;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Oswego;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Salina;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Onondaga county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Auburn;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Cayuga county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Seneca county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Geneva;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Ithaca;" which was read the first time,

and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Yates county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Chemung canal bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Steuben county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Wayne county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Ontario;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Livingston county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Monroe;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Bank of Genesee;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Lockport bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Buffalo bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend the act incorporating the Chautauque county bank;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

On motion of Mr. Marvin,

*Resolved*, That this House will meet at four o'clock this afternoon, and go into the committee of the whole upon the several bills amending the acts incorporating the banks under the Safety fund, and amending the Safety fund act.

*Ordered*, That the bill entitled "An act for the relief of the New-York institution for the instruction of the deaf and dumb, and for other purposes," be the order of the day for four o'clock this afternoon.

In pursuance of previous notice, Mr. Clary asked for and obtained leave to bring in a bill, entitled "An act for the relief of Truman Dewey and John Hutchinson of the county of Erie;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

And then the House adjourned till four o'clock this afternoon.

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#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of the New-York institution for the instruction of the deaf and dumb, and for other purposes;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Stevenson, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend an act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes, passed April 2d, 1829;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Stevenson, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

*Ordered*, That the several bills brought in by Mr. Marvin, in pursuance of previous notice, to amend the charters of the several

banks in this State under the Safety fund act, be referred to the committee on the incorporation and alteration of the charters of banking and insurance companies, to be by the said committee severally reported complete.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Lewis Beebe and John Chapman;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Cargill, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

And then the House adjourned until ten o'clock to-morrow morning.

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### WEDNESDAY, MARCH 26, 1834.

The House met pursuant to adjournment.

Two several petitions of sundry inhabitants of the county of Genesee, praying for a repeal of the law subjecting the debts due to non-residents to taxation, were read, and committed to the committee of the whole when on the bill to which it relates.

The remonstrance of sundry inhabitants of the town of Smithfield in the county of Oneida, against the erection of a new town from parts of the towns of Smithfield and Lenox in said county, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of the board of supervisors of the county of Schenectady, praying for authority to raise money by tax on the inhabitants of said county, for defraying the expenses of erecting their new court-house and jail, was read, and referred to a select committee, consisting of Mr. Schermerhorn, Mr. Marvin and Mr. Beardslee.

The petition of sundry inhabitants of the town of Redfield in the county of Oswego, praying for the passage of an act authorising said town to raise money by tax, to encourage the destruction of wolves, was read, and referred to a select committee, consisting of Mr. O. Robinson, Mr. Shays and Mr. Ruggles.

The petition of sundry inhabitants of the county of Columbia, praying for the repeal of the law abolishing imprisonment for debt, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Tompkins, praying for the incorporation of the Trumansburgh Academy, was



read, and referred to the committee on colleges, academies and common schools.

The petition of sundry inhabitants of the county of Delaware, praying for the incorporation of a bank, to be located at Delhi in said county, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of the president of the Waterford Academic Association, praying for an act of incorporation, was read, and referred to the committee on colleges, academies and common schools.

The petition of sundry inhabitants of the county of Orleans, praying for the passage of an act authorising the supervisors of said county to raise money by tax, to improve a road across the Tonnewanta swamp, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of the mayor, aldermen and commonalty of the city of Albany, praying for the passage of an act amending the charter of said city, was read, and committed to the committee of the whole when on the bill to which it relates.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Montgomery, praying for the appointment of commissioners to lay out a road from the town of Bleecker to the town of Stratford in said county, reported a bill, entitled "An act to appoint commissioners to lay out a road from the town of Bleecker to the town of Stratford in the county of Montgomery;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Todd, from the majority of the committee on rail-roads, to which was referred the several petitions praying the aid of the State in the construction of the New-York and Erie rail-road, and the memorials asking that a survey of the same may be made at the expense of the State, reported; and offered the following resolution:

[See Document No. 336.]

*Resolved*, That the prayer of the petitioners for the aid of the State in the construction of the New-York and Erie rail-road, ought not to be granted.

*Ordered*, That the said resolution be laid upon the table.

Mr. Beardslee, from the minority of the committee on rail-roads, to which was referred the several petitions praying the aid of the State in the construction of the New-York and Erie rail-road, reported:

[See Document No. 337.]

*Ordered*, That the said report be laid upon the table.

Mr. Staats, from the select committee to which was referred the

engrossed bill from the Senate, entitled "An act to extend the time for completing the Stephentown and Nassau turnpike road," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Gordon, from the select committee to which was referred the bill entitled "An act to exempt certain property from levy and sale under execution, and from distress for rent," reported, that the committee had disagreed to the first section and the enacting clause of the said bill; which he was directed to report to the House.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Gordon, from the select committee to which was referred the bill entitled "An act to annex a part of the town of Kirkland to the town of New-Hartford in the county of Oneida," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Gordon, from the select committee to which was referred the bill entitled "An act relating to issuing attachments for witnesses by justices of the peace in certain cases," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to amend an act entitled 'An act to establish a corporation for improving and making a turnpike road from Newburgh to New-Windsor,' passed April 2d, 1806."

Also the bill entitled "An act to incorporate the Utica and New-Berlin McAdam turnpike company."

W. L. MARCY.

*Albany, March 26, 1834.*

A communication from the Canal Board, was received and read, in the words following, to wit:

The Canal Board, to whom was referred by the Honorable the Assembly, the petition of Henry Thalhimier, respectfully report:

[See Document No. 338.]

*Ordered*, That the said report be referred to the committee on claims.

A communication from the Canal Board, was received and read, in the words following, to wit:

The Canal Board, to whom was referred by the Honorable the Assembly, the petition of Lawrence Barclay, respectfully report:

[See Document No. 366.]

*Ordered*, That the said report be referred to the committee on claims.

The Senate sent for concurrence, a bill entitled "An act for the relief of George H. Feeter," and a bill entitled "An act to authorise the removal of the gun-house in the village of Manlius."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act for the relief of George H. Feeter," was referred to the committee on claims; and the bill entitled "An act to authorise the removal of the gun-house in the village of Manlius," was referred to the committee on the militia and public defence, severally to consider and report thereon.

The engrossed bill entitled "An act for the relief of the Prince-street orphan asylum," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 101 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Angel	Mr. Grover	Mr. Palmer
Mr. Anthony	Mr. Guinnip	Mr. A. J. Parker
Mr. Archibald	Mr. Haight	Mr. I. S. Parker
Mr. Arnold	Mr. Hall	Mr. Patterson
Mr. Bagley	Mr. Harris	Mr. Ringgold
Mr. Beardslee	Mr. Hasbrouck	Mr. Robertson
Mr. Bogardus	Mr. Healy	Mr. O. Robinson
Mr. Bostwick	Mr. Herttell	Mr. J. P. Robinson
Mr. Bowne	Mr. Hone	Mr. Schermerhorn
Mr. Brown	Mr. Hough	Mr. Sears
Mr. Butrick	Mr. Humphrey	Mr. Shays
Mr. Campbell	Mr. Hunt	Mr. Snyder
Mr. Cash	Mr. Ingalls	Mr. Spafard
Mr. Chamberlin	Mr. Jackson	Mr. Speaker
Mr. Clark	Mr. Johnson	Mr. Staats
Mr. Clary	Mr. Jones	Mr. Stafford
Mr. Coe	Mr. Kernan	Mr. Stevenson
Mr. Conklin	Mr. Kingman	Mr. Stone

Mr. Collin	Mr. Le Fever	Mr. Strong
Mr. Culver	Mr. Lewis	Mr. Terry
Mr. Cuykendall	Mr. Livingston	Mr. Thomson
Mr. Dana	Mr. Lockwood	Mr. Titus
Mr. Drake	Mr. Mabbett	Mr. Todd
Mr. Dyer	Mr. Marvin	Mr. Wait
Mr. Ellithorp	Mr. M'Keon	Mr. Ward
Mr. Emmons	Mr. M'Knight	Mr. West
Mr. Enos	Mr. Mitchell	Mr. Wheaton
Mr. Fleming	Mr. Morrell	Mr. Wheeler
Mr. Fowler	Mr. Morris	Mr. Willes
Mr. Gardner	Mr. Myers	Mr. Williams
Mr. Germond	Mr. Myrick	Mr. Wright
Mr. Gordon	Mr. Nichols	Mr. Yates
Mr. Grinnell	Mr. Orr	Mr. Younglove
Mr. Groom	Mr. Osborne	

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Those who voted in the negative are,

Mr. Whipple

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend the act entitled 'An act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes,' passed April 2d, 1829," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

The engrossed bill from the Senate, entitled "An act to extend the time for completing the Stephentown and Nassau turnpike road," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 00 }

Those who voted in the affirmative are .

Mr. Anthony	Mr. Grover	Mr. A. J. Parker
Mr. Barnes	Mr. Guinnip	Mr. J. H. Parker
Mr. Bartle	Mr. Haight	Mr. Patterson
Mr. Beardslee	Mr. Hall	Mr. Phelps
Mr. Bostwick	Mr. Harris	Mr. Robertson
Mr. Brasher	Mr. Healy	Mr. O. Robinson
Mr. Bull	Mr. Herttell	Mr. J. P. Robinson
Mr. Butrick	Mr. Hough	Mr. Schermerhorn

Mr. Campbell	Mr. Humphrey	Mr. Shays
Mr. Case	Mr. Hunt	Mr. Snyder
Mr. Cash	Mr. Ingalls	Mr. Spafard
Mr. Chamberlin	Mr. Jackson	Mr. Speaker
Mr. Clark	Mr. Kernan	Mr. Staats
Mr. Clary	Mr. Le Fever	Mr. Stafford
Mr. Coe	Mr. Lewis	Mr. Stevenson
Mr. Conklin	Mr. Livingston	Mr. Stone
Mr. Collin	Mr. Mabbett	Mr. Strong
Mr. Culver	Mr. Marvin	Mr. Terry
Mr. Cuykendall	Mr. M'Keon	Mr. Thomson
Mr. Dana	Mr. M'Knight	Mr. Titus
Mr. Drake	Mr. Mitchell	Mr. Todd
Mr. Dusenbury	Mr. Morehouse	Mr. Wait
Mr. Dyer	Mr. Morrell	Mr. West
Mr. Enos	Mr. Morris	Mr. Wheeler
Mr. Fox	Mr. Myers	Mr. Whipple
Mr. Gardner	Mr. Myrick	Mr. Willes
Mr. Germond	Mr. Nichols	Mr. Williams
Mr. Gordon	Mr. Orr	Mr. Winfield
Mr. Grinnell	Mr. Osborne	Mr. Yates
Mr. Groom	Mr. Palmer	

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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the re-engrossed bill entitled "An act to incorporate the village of Le Roy in the county of Genesee," and find the same correctly re-engrossed.

Thereupon,

The said re-engrossed bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 04 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Grinnell	Mr. I. S. Parker
Mr. Barnes	Mr. Groom	Mr. J. H. Parker
Mr. Bartle	Mr. Grover	Mr. Parkhurst
Mr. Beardslee	Mr. Guinnip	Mr. Patterson
Mr. Bowne	Mr. Haight	Mr. Phelps
Mr. Brasher	Mr. Hall	Mr. Robertson
Mr. Brown	Mr. Harris	Mr. O. Robinson
Mr. Bull	Mr. Healy	Mr. J. P. Robinson
Mr. Butrick	Mr. Herttell	Mr. Sears

Mr. Campbell	Mr. Humphrey	Mr. Shays
Mr. Case	Mr. Hunt	Mr. Spafard
Mr. Cash	Mr. Ingalls	Mr. Speaker
Mr. Chamberlin	Mr. Jackson	Mr. Staats
Mr. Church	Mr. Johnson	Mr. Stafford
Mr. Clark	Mr. Kernan	Mr. Stevenson
Mr. Clary	Mr. Kingman	Mr. Stone
Mr. Coe	Mr. Le Fever	Mr. Strong
Mr. Conklin	Mr. Lewis	Mr. Terry
Mr. Culver	Mr. Livingston	Mr. Titus
Mr. Dana	Mr. Lockwood	Mr. Todd
Mr. Drake	Mr. Mabbett	Mr. Wait
Mr. Dusenbury	Mr. M'Keon	Mr. Ward
Mr. Dyer	Mr. M'Knight	Mr. West
Mr. Ellithorp	Mr. Mitchell	Mr. Wheaton
Mr. Emmons	Mr. Morehouse	Mr. Whipple
Mr. Enos	Mr. Morrell	Mr. Willes
Mr. Fleming	Mr. Nichols	Mr. Winfield
Mr. Fowler	Mr. Orr	Mr. Wright
Mr. Fox	Mr. Osborne	Mr. Yates
Mr. Gardner	Mr. A. J. Parker	Mr. Younglove
Mr. Germond		

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Those who voted in the negative are

Mr. Morris	Mr. Palmer	Mr. Snyder
Mr. Myers		

4

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Morris, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act for establishing a justices' court in the city of Troy;" the engrossed bill entitled "An act for the relief of the New-York institution for the instruction of the deaf and dumb, and for other purposes;" the engrossed bill entitled "An act to authorise the First Baptist church of Lewiston and Porter to sell and convey a certain lot of land;" the engrossed bill entitled "An act for the relief of Lewis Beebe and John Chapman," and the engrossed bill entitled "An act for the relief of Barnes Gleason and John Drum," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act for establishing a justices' court in the city of Troy," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act for the relief of the New-York institution for the instruction of the deaf and dumb, and for other purposes," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 100 }  
{ NAYS 01 }

**Those who voted in the affirmative are**

Mr. Anderson	Mr. Grover	Mr. A. J. Parker
Mr. Angel	Mr. Guinnip	Mr. I. S. Parker
Mr. Anthony	Mr. Hall	Mr. J. H. Parker
Mr. Archibald	Mr. Harris	Mr. Patterson
Mr. Arnold	Mr. Hasbrouck	Mr. Ringgold
Mr. Bartle	Mr. Healy	Mr. Robertson
Mr. Bogardus	Mr. Herttell	Mr. O. Robinson
Mr. Bostwick	Mr. Hone	Mr. J. P. Robinson
Mr. Bowne	Mr. Hough	Mr. Schermerhorn
Mr. Brown	Mr. Hunt	Mr. Sears
Mr. Butrick	Mr. Ingalls	Mr. Snyder
Mr. Campbell	Mr. Jackson	Mr. Spafard
Mr. Cash	Mr. Johnson	Mr. Speaker
Mr. Chamberlin	Mr. Jones	Mr. Staats
Mr. Clark	Mr. Kernan	Mr. Stafford
Mr. Clary	Mr. Kingman	Mr. Stevenson
Mr. Coe	Mr. Le Fever	Mr. Stone
Mr. Conklin	Mr. Lewis	Mr. Strong
Mr. Collins	Mr. Livingston	Mr. Terry
Mr. Culver	Mr. Lockwood	Mr. Thomson
Mr. Cuykendall	Mr. Mabbett	Mr. Titus
Mr. Dana	Mr. Marvin	Mr. Todd
Mr. Drake	Mr. M'Keon	Mr. Wait
Mr. Dyer	Mr. M'Knight	Mr. Ward
Mr. Ellithorp	Mr. Mitchell	Mr. West
Mr. Emmons	Mr. Morrell	Mr. Wheaton
Mr. Felps	Mr. Morris	Mr. Wheeler
Mr. Fleming	Mr. Myers	Mr. Whipple
Mr. Fowler	Mr. Myrick	Mr. Willes
Mr. Gardner	Mr. Nichols	Mr. Williams
Mr. Germond	Mr. Orr	Mr. Wright
Mr. Gordon	Mr. Osborne	Mr. Yates
Mr. Grinnell	Mr. Palmer	Mr. Younglove
Mr. Groom		

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**Those who voted in the negative are**

Mr. Beardslee

1

The said engrossed bill, entitled "An act to authorise the First Baptist church of Lewiston and Porter to sell and convey a certain lot of land," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. Orr
Mr. Anthony	Mr. Gordon	Mr. Osborne
Mr. Arnold	Mr. Grinnell	Mr. Palmer
Mr. Barnes	Mr. Groom	Mr. J. H. Parker
Mr. Beardslee	Mr. Grover	Mr. Patterson
Mr. Bogardus	Mr. Guinnip	Mr. Phelps
Mr. Bostwick	Mr. Haight	Mr. O. Robinson
Mr. Bowne	Mr. Hall	Mr. J. P. Robinson
Mr. Brasher	Mr. Harris	Mr. Schermerhorn
Mr. Bull	Mr. Hasbrouck	Mr. Sears
Mr. Butrick	Mr. Healy	Mr. Shays
Mr. Campbell	Mr. Herttell	Mr. Spafard
Mr. Case	Mr. Hene	Mr. Speaker
Mr. Cash	Mr. Hough	Mr. Staats
Mr. Chamberlin	Mr. Humphrey	Mr. Stevenson
Mr. Clark	Mr. Ingalls	Mr. Stone
Mr. Clary	Mr. Jackson	Mr. Strong
Mr. Coe	Mr. Jones	Mr. Terry
Mr. Conklin	Mr. Le Fever	Mr. Thomson
Mr. Collin	Mr. Lewis	Mr. Titus
Mr. Culver	Mr. Livingston	Mr. Todd
Mr. Cuykendall	Mr. Mabbett	Mr. Wait
Mr. Dana	Mr. Marvin	Mr. Ward
Mr. Dusenbury	Mr. M'Knight	Mr. West
Mr. Dyer	Mr. Mitchell	Mr. Wheeler
Mr. Ellithorp	Mr. Morehouse	Mr. Whipple
Mr. Emmons	Mr. Morrell	Mr. Willes
Mr. Enos	Mr. Morris	Mr. Williams
Mr. Fleming	Mr. Myers	Mr. Winfield
Mr. Fowler	Mr. Myrick	Mr. Wright
Mr. Fox	Mr. Nichols	Mr. Yates
Mr. Gardner		

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The said engrossed bill, entitled "An act for the relief of Lewis Beebe and John Chapman," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act for the relief of Barnes Gleason and John Drum," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Morris offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*. (if the Senate concur,) That the eighth joint rule of the Senate and Assembly be suspended, for the purpose of considering a bill to alter the charters of all the banks incorporated un-



der the act entitled "An act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes," passed April 2, 1829, so as to reduce and limit the amount of their circulation; and also for the purpose of amending said act, so as to reduce and limit the circulation of bank bills.

*Ordered*, That the said resolution be laid upon the table.

*Ordered*, That Mr. Cargill have leave of absence for four days.

Mr. Marvin gave notice that he would, on some future day, ask leave to introduce a bill to amend the Revised Statutes, entitled "Of the laying out of public and private roads, and of the alteration or discontinuance thereof."

Mr. Humphrey, by the unanimous consent of the House, asked for and obtained leave to bring in a bill, entitled "An act to amend the act entitled 'An act for the construction of the Chenango canal,' passed February 23d, 1833;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on ways and means.

On motion of Mr. Myers,

*Resolved*, That a committee of fifteen be appointed, to read for the third time all bills for the creation of turnpike companies, banking and insurance companies, rail-road companies, and bills for the incorporation of villages and cities; that no bill so read shall be reported by such committee; unless it shall be assented to by a quorum of such committee; and that bills thus read must again be read in the House, upon the request of any member.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by justices of the peace;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for and obtained leave to sit again.

Mr. A. J. Parker, from the committee on ways and means, to which was referred the bill entitled "An act to amend the act for the construction of the Chenango canal," reported, by the unanimous consent of the House, that the committee had examined the said bill, and recommend that the same be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

And then the House adjourned until ten o'clock to-morrow morning.

## THURSDAY, MARCH 27, 1834.

The House met pursuant to adjournment.

The remonstrance of sundry inhabitants of the county of Genesee, against any division of said county, was read, and referred to the committee on the erection and division of towns and counties.

The remonstrance of sundry inhabitants of the county of Schenectady, against the incorporation of the Saratoga and Whitehall Rail-Road Company, was read, and committed to the committee of the whole when on the bill to which it relates.

The remonstrance of sundry inhabitants of the county of Montgomery, against annexing a part of the town of Bleecker to the town of Johnstown in said county, was read, and referred to the committee on the erection and division of towns and counties.

The remonstrance of sundry inhabitants of the county of Herkimer, against the passage of an act authorising the raising of money by tax on said county, for the building of a new court-house, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Montgomery, praying legislative relief in relation to an internal improvement, was read, and referred to the committee on canals and internal improvements.

Mr. Ingalls, from the committee on claims, to which was referred the engrossed bill from the Senate, entitled "An act for the relief of George H. Feeter," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the memorial of the Port Kent road commissioners, praying for the passage of an act explanatory of the act for the construction of said road, reported a bill, entitled "An act to explain the act entitled 'An act authorising the construction of a road from Port Kent in the county of Essex, to Hopkinton in the county of St. Lawrence, and making an appropriation therefor,' passed April 18th, 1829;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKnight, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act confirming the official acts of justices of the peace in certain cases;" the bill entitled "An act in relation

to the Ogdensburgh and Canton road in the county of St. Lawrence;" the bill entitled "An act to incorporate the New-Paltz and Liberty turnpike company;" the bill entitled "An act to incorporate the New-York Methodist mutual benefit society;" the bill entitled "An act for the relief of Jeremiah Van Rensselaer and others;" the bill entitled "An act relative to the superior court of the city of New-York;" the bill entitled "An act to authorise the surrogate of the county of Greene to grant an order to sell certain lands in said county;" and the bill entitled "An act to amend sections thirty-ninth and forty-second of part first, chapter twentieth, title first of the Revised Statutes, so as to authorise any one of the overseers of the poor to perform the services therein mentioned."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act confirming the official acts of justices of the peace in certain cases;" the bill entitled "An act in relation to the Ogdensburgh and Canton road in the county of St. Lawrence," and the bill entitled "An act to incorporate the New-Paltz and Liberty turnpike company," be referred to a select committee, consisting of Mr. Beardslee, Mr. Dyer and Mr. Cuykendall: that the bill entitled "An act to incorporate the New-York Methodist mutual benefit society," be referred to a select committee, consisting of Mr. Marvin, Mr. Wright and Mr. Bartle: that the bill entitled "An act for the relief of Jeremiah Van Rensselaer and others," be referred to a select committee, consisting of Mr. Snyder, Mr. Wright and Mr. Bartle: and that the bill entitled "An act relative to the superior court of the city of New-York;" the bill entitled "An act to authorise the surrogate of the county of Greene to grant an order to sell certain lands in said county," and the bill entitled "An act to amend sections thirty-ninth and forty-second of part first, chapter twentieth, title first of the Revised Statutes, so as to authorise any one of the overseers of the poor to perform the services therein mentioned," be referred to a select committee, consisting of Mr. Bowne, Mr. Marvin and Mr. Guinnip, to be by the said committees severally reported complete.

Mr. Humphrey, from the joint committee to which was referred the report of the Trustees of the Capitol, relative to the erection of State buildings, reported a bill, by the unanimous consent of the House, entitled "An act in relation to the State Hall;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act for the relief of Truman Dewey and John Hutchinson of the county of Erie," reported, that the committee have examined the said bill, and recommend that the same be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Jones, from the committee on Indian affairs, to which was referred the petition of the chief and head men of the Stockbridge

Indians, now residing in the Territory of Michigan, reported; and asked leave to introduce a bill.

[*See Document No. 343.*]

*Ordered*, That leave be given to bring in such bill.

Mr. Jones, according to leave, brought in the said bill, entitled "An act for the relief of the Stockbridge Indians;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of sundry members of the bar of the county of Broome, praying for an alteration of the terms of the court of common pleas of said county, reported a bill, entitled "An act to change the time of holding the court of common pleas in the county of Broome;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Strong, from the committee on the incorporation of charitable and religious societies, to which was referred the petition of the Roman Catholic Orphan Asylum in the town of Brooklyn in the county of Kings, praying for an act of incorporation, reported a bill, entitled "An act to incorporate the Roman Catholic orphan asylum in the village of Brooklyn, county of Kings;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Palmer, from the select committee to which was referred the petition of sundry inhabitants of the counties of Cayuga and Seneca, praying for a law to prevent the killing of ducks in Cayuga lake and outlet, under certain restrictions, reported; and asked leave to introduce a bill.

[*See Document No. 349.*]

*Ordered*, That leave be given to bring in such bill.

Mr. Palmer, according to leave, brought in the said bill, entitled "An act to prevent the destruction of ducks in the Cayuga lake and inlet;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Schermerhorn, from the select committee to which was referred the petition of the supervisors of the county of Schenectady, praying for the passage of an act authorising them to raise two thousand dollars by tax, reported; and asked leave to introduce a bill.

[*See Document No. 356.*]

*Ordered*, That leave be given to bring in such bill.

Mr. Schermerhorn, according to leave, brought in the said bill, entitled "An act authorising the supervisors of the county of Sche-

nectady to raise a certain sum of money by tax;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Staats, from the select committee to which was referred the bill entitled "An act to incorporate the Castleton and West-Stockbridge rail-road company," and the bill entitled "An act in addition to an act entitled 'An act authorising the board of supervisors of the county of St. Lawrence to levy a tax on the town of Oswegatchie, to be invested in an academy and lot, and for other purposes,' passed April 26th, 1833," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to incorporate the Genesee river steam-boat association," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Jackson, from the select committee to which was referred the bill entitled "An act to incorporate the village of Fulton," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to extend the act to incorporate the Squakie-hill-bridge company, passed April 19th, 1833," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the Troy and Schenectady McAdam turnpike company,' passed April 30th, 1833," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Wheeler, from the select committee to which was referred the bill entitled "An act authorising the appointment of an additional inspector of lumber for the city of Albany," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Beardslee, from the select committee to which was referred the bill entitled "An act relating to foreign paupers," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to incorporate the Warsaw and Le Roy railroad company," reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

*Ordered,* That the bill entitled "An act to amend the act for the construction of the Chenango canal, passed February 23d, 1833," be engrossed.

A communication from the Attorney-General, was received and read, in the words following, to wit:

ATTORNEY-GENERAL'S OFFICE, }  
*Albany, March 27, 1834.*

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

In obedience to a resolution of the Assembly, I herewith submit a report in relation to the Montezuma Turnpike and Bridge Company.

Very respectfully,

Your obedient servant,

GREENE C. BRONSON.

[See Document No. 342.]

*Ordered,* That the said report be referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

A message from the Senate was read, informing that they have passed the bill entitled "An act to authorise the board of supervisors of the county of Herkimer to raise money to complete the jail of said county," without amendment.

*Ordered,* That the clerk deliver the said bill to the Governor.

Two several messages from the Senate were read, informing that they have concurred with this House in its amendment to the engrossed bill from the Senate, entitled "An act to incorporate the Narrowsburgh bridge company," and also in its amendment to the engrossed bill from the Senate, entitled "An act to incorporate the Rensselaer and Berkshire tunnelling and turnpike road company," and have amended the said bills accordingly.

The said amended bills having been examined,

*Ordered,* That the Clerk return the same to the Senate.

A message from the Senate was read, informing that they have concurred with this House in its amendments to the bill entitled "An act further to amend the act entitled 'An act to incorporate the Brunswick and Pittstown turnpike company,' passed April 18, 1831," with an amendment thereto.

The said bill and amendment were read; and the amendment having been again read,

Mr. Speaker put the question whether the House would agree to

{ AYES 100 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grover	Mr. A. J. Parker
Mr. Angel	Mr. Guinnip	Mr. I. S. Parker
Mr. Anthony	Mr. Hall	Mr. J. H. Parker
Mr. Archibald	Mr. Harris	Mr. Patterson
Mr. Arnold	Mr. Hasbrouck	Mr. Ringgold
Mr. Bartle	Mr. Healy	Mr. Robertson
Mr. Bogardus	Mr. Herttell	Mr. O. Robinson
Mr. Bostwick	Mr. Hone	Mr. J. P. Robinson
Mr. Bowne	Mr. Hough	Mr. Schermerhorn
Mr. Brown	Mr. Hunt	Mr. Sears
Mr. Butrick	Mr. Ingalls	Mr. Snyder
Mr. Campbell	Mr. Jackson	Mr. Spafard
Mr. Cash	Mr. Johnson	Mr. Speaker
Mr. Chamberlin	Mr. Jones	Mr. Staats
Mr. Clark	Mr. Kernan	Mr. Stafford
Mr. Clary	Mr. Kingman	Mr. Stevenson
Mr. Coe	Mr. Le Fever	Mr. Stone
Mr. Conklin	Mr. Lewis	Mr. Strong
Mr. Collin	Mr. Livingston	Mr. Terry
Mr. Culver	Mr. Lockwood	Mr. Thomson
Mr. Cuykendall	Mr. Mabbett	Mr. Titus
Mr. Dana	Mr. Marvin	Mr. Todd
Mr. Drake	Mr. M'Keon	Mr. Wait
Mr. Dyer	Mr. M'Knight	Mr. Ward
Mr. Ellithorp	Mr. Mitchell	Mr. West
Mr. Emmons	Mr. Morrell	Mr. Wheaton
Mr. Enos	Mr. Morris	Mr. Wheeler
Mr. Fleming	Mr. Myers	Mr. Whipple
Mr. Fowler	Mr. Myrick	Mr. Willes
Mr. Gardner	Mr. Nichols	Mr. Williams
Mr. Germond	Mr. Orr	Mr. Wright
Mr. Gordon	Mr. Osborne	Mr. Yates
Mr. Grinnell	Mr. Palmer	Mr. Younglove
Mr. Groom		

100

Those who voted in the negative are

Mr. Beardslee

1

The said engrossed bill, entitled "An act to authorise the First Baptist church of Lewiston and Porter to sell and convey a certain lot of land," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

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peace in certain cases," and the engrossed bill entitled "An act to annex a part of the town of Kirkland to the town of New-Hartford in the county of Oneida," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to amend the act for the construction of the Chenango canal, passed February 23d, 1833," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act in relation to issuing attachments for witnesses by justices of the peace in certain cases," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to annex a part of the town of Kirkland to the town of New-Hartford in the county of Oneida," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

On motion of Mr. Marvin,

*Resolved*, That this House will meet at four o'clock this afternoon, and go into committee of the whole upon the private bills on the general orders, and upon the bill to authorise the board of supervisors of Herkimer county to build a new court-house in said county.

Mr. Ingalls gave notice that he would, on some future day, ask leave to introduce a bill to provide for the payment of the wages of Walter Cornell, as a member of the last Legislature, and who died during the said session.

Mr. Wheeler offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the select committee to whom are referred bills from the committee of nine, to report complete, under the fifty-first rule, are not authorised by that rule to decide upon the merits of such bills.

*Ordered*, That the said resolution be laid upon the table.

In pursuance of previous notice, Mr. Marvin asked for and obtained leave to bring in a bill, entitled "An act to amend article fourth of title first of chapter sixteenth of part first of the Revised Statutes, entitled 'Of the laying out of public and private roads, and of the alteration or discontinuance thereof;'" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Morris; the same was again read, in the words following, to wit:

*Resolved*. (if the Senate concur,) That the eighth joint rule of the Senate and Assembly be suspended, for the purpose of considering a bill to alter the charters of all the banks incorporated under the act entitled "An act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes,"



passed April 2, 1829, so as to reduce and limit the amount of their circulation; and also for the purpose of amending said act, so as to reduce and limit the circulation of bank bills.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

*Ordered,* That the Clerk deliver a copy of the preceding resolutions to the Senate, and request their concurrence in the same.

*Ordered,* That one member be added to the committee appointed in pursuance of the resolution of yesterday, for reading sundry bills the third time.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by justices of the peace;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned till four o'clock this afternoon.

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#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then resolved itself into a committee of the whole, on the engrossed bill from the Senate, entitled "An act to authorise the board of supervisors of the county of Herkimer to raise money to build a court-house in said county;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read and agreed to by the House, and the bill ordered to a third reading.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of William Ostrander;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to change the name of John Swartwout Smith Duvall;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee,

reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Holmes Hutchinson;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. O. Robinson, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Isaac Allen and others;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. O. Robinson, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of the widow and heirs of Angel De Ferrier deceased;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. O. Robinson, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

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## FRIDAY, MARCH 28, 1834.

The House met pursuant to adjournment.

Two several remonstrances of sundry inhabitants of the county of Allegany, against any division of said county, were read, and referred to the committee on the erection and division of towns and counties.

The remonstrance of sundry inhabitants of the county of Erie, against a repeal of the law taxing the debts of non-residents, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the village of Rochester, praying for an alteration of the law regulating excise, was read, and referred to the committee on the judiciary.

The remonstrance of sundry inhabitants of the town of Bleecker in the county of Montgomery, against a division of said town, was read, and committed to the committee on the erection and division of towns and counties.

The remonstrance of sundry dealers in lumber of the city of Albany, against the appointment of an additional inspector of lumber for said city, was read, and committed to the committee of the whole when on the bill to which it relates.

The remonstrance of sundry supervisors of the county of Herkimer, against the passage of the act authorising the building of a new court-house in said county, was read, and ordered to be laid upon the table.

Mr. Bull, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to authorise the trustees of school district number three in the town of Chenango in the county of Broome, to sell and convey their school lot;" the bill entitled "An act relative to the collection of taxes on personal property;" the bill entitled "An act to amend an act entitled 'An act for the relief of the town of Rye;'" the bill entitled "An act to amend article second of title eighth of the twentieth chapter of the first part of the Revised Statutes;" the bill entitled "An act to incorporate the village of Angelica;" the bill entitled "An act to incorporate the Tarrytown mutual association for the suppression of horse stealing;" the bill entitled "An act to extend the corporate powers of the Skaneateles manufacturing company;" the bill entitled "An act to change the name of the Associate Reformed congregation of Union church at New-Shawangunk, and for other purposes;" the bill entitled "An act to incorporate the New-York marine dry dock company," and the bill entitled "An act authorising the comptroller to loan money to the treasurer of the county of Chautauque."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to authorise the trustees of school district number three in the town of Chenango in the county of Broome, to sell and convey their school lot," and the bill entitled "An act relative to the collection of taxes upon personal property," be referred to a select committee, consisting of Mr. Chamberlin, Mr. Marvin and Mr. Wright: that the bill entitled "An act to amend an act entitled 'An act for the relief of the town of Rye;'" the bill entitled "An act to amend article second of title eighth of the twentieth chapter of the first part of the Revised Statutes," and the bill entitled "An act to incorporate the village of Angelica," be referred to a select

committee, consisting of Mr. Haight, Mr. Mitchell and Mr. Clark: that the bill entitled "An act to incorporate the Tarrytown mutual association for the suppression of horse stealing;" the bill entitled "An act to extend the corporate powers of the Skaneateles manufacturing company," and the bill entitled "An act to change the name of the Associate Reformed congregation of Union church at New-Shawangunk, and for other purposes," be referred to a select committee, consisting of Mr. I. S. Parker, Mr. Angel and Mr. Grinnell: that the bill entitled "An act to incorporate the New-York marine dry dock company," be referred to a select committee, consisting of Mr. I. S. Parker, Mr. Angel and Mr. Grinnell: and that the bill entitled "An act authorising the comptroller to loan money to the treasurer of the county of Chautauque," be referred to a select committee, consisting of Mr. Chamberlin, Mr. Marvin and Mr. Wright, to be by the said committees severally reported complete.

Mr. Fowler, from the committee on the militia and the public defence, to which was referred the engrossed bill from the Senate, entitled "An act to authorise the removal of the gun-house in the village of Manlius," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Herman Jenkins of the county of Onondaga, praying that the surplus monies received by the State on the sale of certain lands for taxes, may be refunded to him, reported a bill, entitled "An act for refunding the surplus monies arising from sales of lands by this State;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKnight, from the committee on the incorporation of charitable and religious societies, to which was referred the petition of the Erin Fraternal Benevolent Association in the village of Brooklyn in the county of Kings, praying for an act of incorporation, reported a bill, entitled "An act to incorporate the Erin fraternal association;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Campbell, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Herkimer, praying for the passage of an act to revive the act incorporating the Manheim Bridge Company, reported a bill, entitled "An act to revive and confirm the act entitled 'An act to incorporate the Manheim bridge company,' and to amend the same;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Stevenson, from the committee on canals and internal im-

provements, to which was referred the petition of sundry inhabitants of the counties of Broome and Tioga, praying for the survey of a canal route from Binghamton to Owego, reported a bill, entitled "An act authorising the survey of a canal route from or near the village of Binghamton, to the village of Owego;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole, when on the bill entitled "An act authorising the survey of a canal route from the Canandaigua lake to the Erie canal."

Mr. Hone, from the select committee appointed to inquire into the expediency of passing a law to regulate and license pawn-brokers, and stock and exchange brokers, in the different cities of this State, reported; and asked leave to introduce a bill.

[See Document No. 339.]

*Ordered,* That leave be given to bring in such bill.

Mr. Hone, according to leave, brought in the said bill, entitled "An act relating to brokers and stock-jobbing;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Snyder, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act for the relief of Jeremiah Van Rensselaer and others," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Dusenbury, from the select committee to which was referred the bill entitled "An act to incorporate the Saugerties steam-boat landing company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Bowne, from the select committee to which was referred the bill entitled "An act to amend sections thirty-ninth and forty-second of part first, chapter twentieth, title first of the Revised Statutes, so as to authorise any one of the overseers of the poor to perform the services therein mentioned;" the bill entitled "An act relative to the superior court of the city of New-York," and the bill entitled "An act to authorise the surrogate of the county of Greene to grant an order to sell certain lands in said county," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

Mr. Beardslee, from the select committee to which was referred the bill entitled "An act confirming the official acts of justices of the peace in certain cases," and the bill entitled "An act to in-

corporate the New-Paltz and Liberty turnpike company," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered*, That the bills be engrossed.

Mr. Staats, from the select committee to which was referred the bill entitled "An act to authorise John Cooper junior, to erect a dam across the Conhocton river in the town of Erwin in the county of Steuben," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to incorporate the Kingston turnpike and railroad company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Marvin, from the select committee to which was referred the bill entitled "An act to incorporate the New-York Methodist mutual benefit society," reported, that the committee had disagreed to the first section and the enacting clause of the said bill; which he was directed to report to the House.

*Ordered*, That the said report be laid upon the table.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to authorise the board of supervisors of the county of Herkimer to raise money to complete the jail of said county."

Also the bill entitled "An act to extend the time for completing the Stephentown and Nassau turnpike road."

W. L. MARCY.

*Albany, March 28, 1834.*

The annual report of Eldridge Havens, an inspector of beef and pork in the county of Wayne, was received and read.

[See Document No. 360.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

A message from the Senate was read, informing that they have passed the bill entitled "An act to amend the act for the construction of the Chenango canal," without amendment.

*Ordered*, That the clerk deliver the said bill to the Governor.

A message from the Senate was read, informing that they have non-concurred with this House in its amendment to the bill entitled "An act granting further powers to the Dutchess turnpike company."

The said bill and amendment were read; and the amendment having been again read, and insisted upon by the House,

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House do insist on their amendment to the said bill.

Mr. Morris, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to incorporate the Genesee river steam-boat association;" the engrossed bill entitled "An act relating to foreign paupers," and the engrossed bill entitled "An act for the relief of William Ostrander," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act for the relief of Holmes Hutchinson;" the engrossed bill entitled "An act to change the name of John Swartout Smith Duvall," and the engrossed bill entitled "An act authorising the appointment of an additional inspector of lumber for the city of Albany," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act for the relief of Holmes Hutchinson," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to change the name of John Swartout Smith Duvall," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act authorising the appointment of an additional inspector of lumber for the city of Albany," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend an act entitled 'An act to incorporate the Troy and Schenectady McAdam turnpike company,' passed April 30th, 1833;" the engrossed bill entitled "An act to extend the act to incorporate the Squakie-hill bridge company, passed April 19th, 1833;" the engrossed bill entitled "An act in addition to an act entitled 'An act authorising the board of supervisors of the county of St. Lawrence to levy a tax on the town of Oswegatchie, to be invested in an academy and lot, and for other purposes,' passed April 20th, 1833;" and the engrossed bill entitled "An act to incorporate the Warsaw and Le Roy rail-road company," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to amend an act entitled 'An act to incorporate the Troy and Schenectady McAdam turnpike company,' passed April 30th, 1833," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the af-

firmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 90 }  
{ NAYS 02 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Groom	Mr. Palmer
Mr. Archibald	Mr. Guinnip	Mr. I. S. Parker
Mr. Arnold	Mr. Haight	Mr. J. H. Parker
Mr. Barnes	Mr. Hall	Mr. Parkhurst
Mr. Bartle	Mr. Harris	Mr. Patterson
Mr. Beardslee	Mr. Healy	Mr. Phelps
Mr. Bockoven	Mr. Herttell	Mr. Ringgold
Mr. Bowne	Mr. Hone	Mr. O. Robinson
Mr. Brown	Mr. Humphrey	Mr. J. P. Robinson
Mr. Bull	Mr. Hunt	Mr. Sears
Mr. Butrick	Mr. Ingalls	Mr. Shays
Mr. Campbell	Mr. Jackson	Mr. Snyder
Mr. Chamberlin	Mr. Johnson	Mr. Speaker
Mr. Church	Mr. Jones	Mr. Staats
Mr. Clark	Mr. Kernan	Mr. Stafford
Mr. Clary	Mr. Kingman	Mr. Stevenson
Mr. Coe	Mr. Le Fever	Mr. Stone
Mr. Culver	Mr. Lewis	Mr. Terry
Mr. Dana	Mr. Livingston	Mr. Thomson
Mr. Drake	Mr. Lockwood	Mr. Titus
Mr. Dusenbury	Mr. Mabbett	Mr. Wait
Mr. Ellithorp	Mr. Marvin	Mr. Ward
Mr. Emmons	Mr. M'Knight	Mr. West
Mr. Enos	Mr. Mitchell	Mr. Wheaton
Mr. Fleming	Mr. Morrell	Mr. Wheeler
Mr. Fowler	Mr. Morris	Mr. Willes
Mr. Fox	Mr. Myers	Mr. Winfield
Mr. Germond	Mr. Nichols	Mr. Wright
Mr. Gordon	Mr. Orr	Mr. Younglove
Mr. Grinnell	Mr. Osborne	Mr. Young

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Those who voted in the negative are

Mr. Case

Mr. Whipple

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The said engrossed bill, entitled "An act to extend the act to incorporate the Squakie-hill bridge company, passed April 19th, 1833," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:



{ AYES 89 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Guinnip	Mr. Patterson
Mr. Arnold	Mr. Haight	Mr. Phelps
Mr. Bagley	Mr. Hall	Mr. O. Robinson
Mr. Barnes	Mr. Harris	Mr. Schermerhorn
Mr. Bartle	Mr. Hasbrouck	Mr. Sears
Mr. Beardslee	Mr. Healy	Mr. Shays
Mr. Bowne	Mr. Herttell	Mr. Snyder
Mr. Brown	Mr. Hough	Mr. Spafard
Mr. Bull	Mr. Hunt	Mr. Speaker
Mr. Butrick	Mr. Ingalls	Mr. Stafford
Mr. Campbell	Mr. Jackson	Mr. Stevenson
Mr. Case	Mr. Johnson	Mr. Stone
Mr. Cash	Mr. Jones	Mr. Strong
Mr. Chamberlin	Mr. Kernan	Mr. Terry
Mr. Church	Mr. Kingman	Mr. Thomson
Mr. Clark	Mr. Le Fever	Mr. Titus
Mr. Coe	Mr. Livingston	Mr. Todd
Mr. Conklin	Mr. M'Knight	Mr. Wait
Mr. Crosby	Mr. Mitchell	Mr. Ward
Mr. Culver	Mr. Morrell	Mr. West
Mr. Dana	Mr. Morris	Mr. Wheaton
Mr. Dusenbury	Mr. Myers	Mr. Wheeler
Mr. Dyer	Mr. Nichols	Mr. Whipple
Mr. Ellithorp	Mr. Orr	Mr. Willes
Mr. Emmons	Mr. Osborne	Mr. Williams
Mr. Enos	Mr. Palmer	Mr. Winfield
Mr. Fleming	Mr. A. J. Parker	Mr. Yates
Mr. Fox	Mr. I. S. Parker	Mr. Younglove
Mr. Gordon	Mr. J. H. Parker	Mr. Young
Mr. Grinnell	Mr. Parkhurst	

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The said engrossed bill, entitled "An act in addition to an act entitled 'An act authorising the board of supervisors of the county of St. Lawrence to levy a tax on the town of Oswegatchie, to be invested in an academy and lot, and for other purposes,' passed April 26th, 1833," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Hall	Mr. J. H. Parker
Mr. Arnold	Mr. Harris	Mr. Parkhurst
Mr. Barnes	Mr. Hasbrouck	Mr. Patterson
Mr. Bartle	Mr. Healy	Mr. Phelps
Mr. Beardslee	Mr. Herttell	Mr. O. Robinson
Mr. Bockoven	Mr. Hone	Mr. J. P. Robinson
Mr. Brasher	Mr. Hough	Mr. Sears
Mr. Brown	Mr. Humphrey	Mr. Shays
Mr. Bull	Mr. Hunt	Mr. Snyder
Mr. Butrick	Mr. Ingalls	Mr. Spafard
Mr. Campbell	Mr. Jackson	Mr. Speaker
Mr. Case	Mr. Johnson	Mr. Staats
Mr. Church	Mr. Kernan	Mr. Stafford
Mr. Clark	Mr. Le Fever	Mr. Stevenson
Mr. Clary	Mr. Lewis	Mr. Stone
Mr. Coe	Mr. Livingston	Mr. Terry
Mr. Collin	Mr. Mabbett	Mr. Thomson
Mr. Crosby	Mr. Marvin	Mr. Titus
Mr. Culver	Mr. M'Knight	Mr. Todd
Mr. Dana	Mr. Mitchell	Mr. Wait
Mr. Ellithorp	Mr. Morrell	Mr. Ward
Mr. Emmons	Mr. Morris	Mr. West
Mr. Enos	Mr. Myers	Mr. Wheaton
Mr. Fox	Mr. Nichols	Mr. Whipple
Mr. Germond	Mr. Orr	Mr. Willes
Mr. Gordon	Mr. Osborne	Mr. Winfield
Mr. Grinnell	Mr. Palmer	Mr. Wright
Mr. Groom	Mr. A. J. Parker	Mr. Younglove
Mr. Guinnip	Mr. I. S. Parker	Mr. Young
Mr. Haight		

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The said engrossed bill, entitled "An act to incorporate the Warsaw and Le Roy rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 101 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Guinnip	Mr. J. H. Parker
Mr. Archibald	Mr. Haight	Mr. Parkhurst
Mr. Arnold	Mr. Hall	Mr. Patterson
Mr. Barnes	Mr. Harris	Mr. Phelps
Mr. Bartle	Mr. Hasbrouck	Mr. Ringgold
Mr. Beardslee	Mr. Healy	Mr. Robertson
Mr. Bockoven	Mr. Herttell	Mr. O. Robinson
Mr. Bostwick	Mr. Hone	Mr. J. P. Robinson

Mr. Bowne	Mr. Hough	Mr. Schermerhorn
Mr. Brasher	Mr. Humphrey	Mr. Sears
Mr. Bull	Mr. Hunt	Mr. Shays
Mr. Butrick	Mr. Ingalls	Mr. Snyder
Mr. Campbell	Mr. Jackson	Mr. Spafard
Mr. Case	Mr. Johnson	Mr. Speaker
Mr. Chamberlin	Mr. Jones	Mr. Staats
Mr. Church	Mr. Kernan	Mr. Stafford
Mr. Clark	Mr. Kingman	Mr. Stevenson
Mr. Clary	Mr. Lewis	Mr. Stone
Mr. Coe	Mr. Livingston	Mr. Strong
Mr. Conklin	Mr. Lockwood	Mr. Terry
Mr. Culver	Mr. Mabbett	Mr. Thomson
Mr. Dana	Mr. Marvin	Mr. Titus
Mr. Drake	Mr. M'Keon	Mr. Todd
Mr. Dusenbury	Mr. M'Knight	Mr. Wait
Mr. Emmons	Mr. Mitchell	Mr. Ward
Mr. Enos	Mr. Morrell	Mr. West
Mr. Fleming	Mr. Morris	Mr. Wheaton
Mr. Fowler	Mr. Myers	Mr. Wheeler
Mr. Fox	Mr. Nichols	Mr. Whipple
Mr. Germond	Mr. Orr	Mr. Willes
Mr. Gordon	Mr. Osborne	Mr. Winfield
Mr. Grinnell	Mr. Palmer	Mr. Younglove
Mr. Groom	Mr. A. J. Parker	Mr. Young
Mr. Grover	Mr. I. S. Parker	

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to authorise the board of supervisors of the county of Herkimer to raise money to build a court-house in said county," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act for the relief of Jeremiah Van Rensselaer and others," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act for the relief of Isaac Allen and others," and find the same correctly engrossed.

Thereupon,

The said bill having been amended, by the unanimous consent of the House,

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

*Ordered*, That the bill entitled "An act in relation to the State Hall," be engrossed.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act in relation to the State Hall," and find the same correctly engrossed.

Thereupon,

By the unanimous consent of the House,  
The said engrossed bill was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Robertson gave notice that he would, on some future day, ask leave to introduce a bill, entitled "An act for the relief of the trustees of Middlebury academy."

*Ordered*, That Mr. Yates have leave of absence for eight days, and Mr. Morehouse for one week.

*Ordered*, That the select committee to which was referred the engrossed bill from the Senate, entitled "An act to amend an act entitled 'An act to incorporate the Kingston and Middletown turnpike company,' passed February 17th, 1831," be discharged from the further consideration of the said bill, and that the same be referred to a select committee, consisting of the members attending this House from the counties of Ulster and Sullivan.

*Ordered*, That Mr. Morris, Mr. McKeon, Mr. Anderson, Mr. Conklin, Mr. Nichols, Mr. Staats, Mr. Marvin, Mr. Stevenson, Mr. I. S. Parker, Mr. O. Robinson, Mr. Case, Mr. Wait, Mr. Dana, Mr. Wheaton, Mr. Clary and Mr. Clark, be the committee for reading certain bills the third time, in pursuance of the resolution of the twenty-sixth instant.

In pursuance of previous notice, Mr. Grinnell asked for and obtained leave to bring in a bill, entitled "An act to prohibit persons from supplying paupers with spirituous liquors;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Strong gave notice that he would, on some future day, ask leave to bring in a bill regulating the erection of wooden buildings in certain parts of the village of Syracuse in the county of Onondaga.

In pursuance of previous notice, Mr. Ingalls asked for and obtained leave to bring in a bill, entitled "An act providing for the payment of the compensation due to Walter Cornell deceased, late a member of the assembly;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Ingalls made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the motion of Mr. Ingalls, and it was determined in the affirmative.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts

held by justices of the peace;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

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## SATURDAY, MARCH 29, 1834.

The House met pursuant to adjournment.

The remonstrance of sundry inhabitants of the city of Albany, against the passage of an act extending the term of office of the present members of the common council of said city, was read, and committed to the committee of the whole when on the bill to which it relates.

*Ordered*, That the usual number of copies of the said remonstrance be printed for the use of the Legislature.

[*See Document No. 357.*]

The remonstrance of sundry inhabitants of the county of Rensselaer, against the incorporation of the Stephentown and Nassau Turnpike Company, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the town of Jersey in the county of Steuben, praying for a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The remonstrance of sundry inhabitants of the town of Volney in the county of Oswego, against the incorporation of the village of Fulton in said town, was read, and committed to the committee of the whole when on the bill to which it relates.

The remonstrance of sundry inhabitants of the county of Erie, against the repeal of the law subjecting certain debts due non-residents to taxation, was read, and committed to the committee of the whole when on the bill to which it relates.

Mr. Butrick, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the town of Perrysburgh in the county of Cattaraugus, reported, that in the opinion of the committee, the prayer of the petitioners ought not to be granted.

*Ordered*, That the said report be laid upon the table.

Mr. Butrick, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the town of Cuba in the county of Allegany, praying for a division of said town, reported the following resolution:

corporate the New-Paltz and Liberty turnpike company," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered*, That the bills be engrossed.

Mr. Staats, from the select committee to which was referred the bill entitled "An act to authorise John Cooper junior, to erect a dam across the Conhocton river in the town of Erwin in the county of Steuben," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to incorporate the Kingston turnpike and railroad company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Marvin, from the select committee to which was referred the bill entitled "An act to incorporate the New-York Methodist mutual benefit society," reported, that the committee had disagreed to the first section and the enacting clause of the said bill; which he was directed to report to the House.

*Ordered*, That the said report be laid upon the table.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to authorise the board of supervisors of the county of Herkimer to raise money to complete the jail of said county."

Also the bill entitled "An act to extend the time for completing the Stephentown and Nassau turnpike road."

W. L. MARCY.

*Albany, March 28, 1834.*

The annual report of Eldridge Havens, an inspector of beef and pork in the county of Wayne, was received and read.

[*See Document No. 360.*]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

A message from the Senate was read, informing that they have passed the bill entitled "An act to amend the act for the construction of the Chenango canal," without amendment.

*Ordered*, That the clerk deliver the said bill to the Governor.

A message from the Senate was read, informing that they have non-concurred with this House in its amendment to the bill entitled "An act granting further powers to the Dutchess turnpike company."

gether with the report of the Canal Commissioners thereon, reported the following resolution:

*Resolved*, That the prayer of the petitioner, Peter I. Enders, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Horace Hurlbut and David Porter, praying compensation for services rendered and expenses incurred in the construction of certain works connected therewith and forming part of the Chemung canal feeder, together with the report of the Canal Commissioners thereon, reported the following resolution:

*Resolved*, That the prayer of the petitioners, Horace Hurlbut and David Porter, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. O. Robinson, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the county of Allegany, praying for a division of said county, reported the following resolution:

*Resolved*, That the prayer of the petitioners, praying for the erection of a new county from parts of the counties of Allegany and Genesee, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the town of Canton in the county of St. Lawrence, praying for authority to levy a tax on the inhabitants of said town, for the purpose of building a bridge across the Grass river, reported the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of the commissioners of highways of the town of New-Paltz, praying for authority to raise money by tax on the county of Ulster, to aid them in building a bridge over the Walkill, reported a bill, entitled "An act to authorise the supervisors of the county of Ulster to raise money to build a bridge across the Walkill in the town of New-Paltz;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of William Young, praying remuneration for injuries alleged to have been sustained in consequence of the construction of the aqueduct over Mud creek in the county of Wayne, reported,

that in the opinion of the committee, the prayer of the petitioner ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Stevenson, from the committee on canals and internal improvements, to which was referred the annual report of the Canal Commissioners, reported a bill, entitled "An act to provide for any deficiency in the revenue of the Crooked lake canal;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Marvin, from the select committee to which was referred the bill entitled "An act to incorporate the New-York marine dry dock company," and the bill entitled "An act to authorise the trustees of school district number three in the town of Chenango in the county of Broome, to sell and convey their school lot," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered*, That the bills be engrossed.

Mr. I. S. Parker, from the select committee to which was referred the bill entitled "An act authorising the comptroller to loan money to the treasurer of the county of Chautauque," and the bill entitled "An act to extend the corporate powers of the Skaneateles manufacturing company," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered*, That the bills be engrossed.

Mr. A. J. Parker, from the select committee to which was referred so much of the message of his Excellency the Governor as relates to the insane poor, and the several petitions of the State Medical Society and of sundry inhabitants of the county of Oneida, praying for the erection, at the expense of the State, of an asylum for insane paupers, reported; and asked leave to introduce a bill.

[See Document No. 347.]

*Ordered*, That leave be given to bring in such bill.

Mr. A. J. Parker, according to leave, brought in the said bill, entitled "An act to authorise the erection of a New-York State lunatic asylum;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That one thousand four hundred copies of the said report, and the usual number of copies of the said bill, be printed for the use of the Legislature.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled



"An act to amend the act for the construction of the Chenango canal, passed February 23d, 1833."

Also the bill entitled "An act to amend the twelfth article of title second, chapter seventeenth, part first of the Revised Statutes, entitled 'Of the inspection of leaf tobacco in the city of New-York.'"

W. L. MARCY.

*Albany, March 29, 1834.*

A communication from the Canal Board, was received and read, in the words following, to wit:

The Canal Board, to whom was referred by the Assembly, the petition of a large number of inhabitants of the village of Ithaca, respectfully report:

[*See Document No. 348.*]

*Ordered*, That the said report be referred to the committee on canals and internal improvements.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of William Gibbs and Daniel Earll & Co., respectfully report:

[*See Document No. 353.*]

*Ordered*, That the said report be referred to the committee on canals and internal improvements.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Assembly, the petition of Jeremiah Gillet, respectfully report:

[*See Document No. 351.*]

*Ordered*, That the said report be referred to the committee on claims.

The annual report of A. Wilson, an inspector of provisions in the city of New-York, was received and read.

[*See Document No. 355.*]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the New-Paltz and Liberty turnpike company;" the engrossed bill entitled "An act to incorporate the Saugerties steam-boat landing company," and the engrossed bill entitled "An act to incorporate the Kingston turnpike and rail-road company," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

The engrossed bill entitled "An act relating to foreign paupers," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of William Ostrander," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the Castleton and West-Stockbridge rail-road company;" the engrossed bill entitled "An act to authorise the surrogate of the county of Greene to grant an order to sell certain lands in said county;" the engrossed bill entitled "An act providing for the payment of the compensation due to Walter Cornell deceased, late a member of the Assembly;" the engrossed bill entitled "An act relative to the superior court of the city of New-York;" the engrossed bill entitled "An act confirming the official acts of justices of the peace in certain cases;" the engrossed bill entitled "An act to authorise John Cooper junior, to erect a dam across the Conhocton river in the town of Erwin in the county of Steuben;" and the engrossed bill entitled "An act to amend sections thirty-ninth and forty-second of part first, chapter twentieth, title first of the Revised Statutes, so as to authorise any one of the overseers of the poor to perform the services therein mentioned;" and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to incorporate the Castleton and West-Stockbridge rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 90 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Hall	Mr. Parkhurst
Mr. Archibald	Mr. Harris	Mr. Patterson
Mr. Bagley	Mr. Hasbrouck	Mr. Ringgold
Mr. Bartle	Mr. Healy	Mr. Robertson
Mr. Beardslee	Mr. Hertell	Mr. O. Robinson
Mr. Bockoven	Mr. Hough	Mr. Ruggles
Mr. Bostwick	Mr. Humphrey	Mr. Schermerhorn

Mr. Bowne	Mr. Hunt	Mr. Sears
Mr. Brown	Mr. Ingalls	Mr. Shays
Mr. Bull	Mr. Jackson	Mr. Spafard
Mr. Buttrick	Mr. Johnson	Mr. Staats
Mr. Case	Mr. Jones	Mr. Stafford
Mr. Cash	Mr. Kernan	Mr. Stevenson
Mr. Chamberlin	Mr. Kingman	Mr. Stone
Mr. Church	Mr. Le Fever	Mr. Strong
Mr. Clark	Mr. Lewis	Mr. Terry
Mr. Clary	Mr. Livingston	Mr. Thomson
Mr. Coe	Mr. Lockwood	Mr. Titus
Mr. Crosby	Mr. Mabbett	Mr. Todd
Mr. Cuykendall	Mr. M'Knight	Mr. Wait
Mr. Dana	Mr. Mitchell	Mr. Ward
Mr. Emmons	Mr. Morrell	Mr. West
Mr. Enos	Mr. Myers	Mr. Wheaton
Mr. Fleming	Mr. Myrick	Mr. Whipple
Mr. Fowler	Mr. Nichols	Mr. Willes
Mr. Fox	Mr. Orr	Mr. Williams
Mr. Germond	Mr. Osborne	Mr. Winfield
Mr. Gordon	Mr. Palmer	Mr. Wright
Mr. Guinnip	Mr. I. S. Parker	Mr. Younglove
Mr. Haight	Mr. J. H. Parker	Mr. Young

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The said engrossed bill, entitled "An act to authorise the surrogate of the county of Greene to grant an order to sell certain lands in said county," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act providing for the payment of the compensation due to Walter Cornell deceased, late a member of the Assembly," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act relative to the superior court of the city of New-York," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act confirming the official acts of justices of the peace in certain cases," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to authorise John Cooper junior, to erect a dam across the Conhocton river in the town of Erwin in the county of Steuben," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to amend sections thirty-ninth and forty-second of part first, chapter twentieth, title first of the Revised Statutes, so as to authorise any one of the overseers of the poor to perform the services therein mentioned," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

A copy of a resolution of the Senate was received and read, informing that they have concurred with this House in its resolution of the twenty-seventh instant, suspending the eighth joint rule of the two houses.

Mr. Patterson offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the Clerk furnish to the members of this House, stationary of equal quality to that furnished to the Senate.

Thereupon,

On motion of Mr. Lockwood, the resolution being amended, by inserting after the word "stationary," the words "including knives,"

Mr. Speaker put the question whether the House would agree to the said resolution as amended, and it was determined in the affirmative.

On motion of Mr. Marvin,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill making further provision in relation to escheated lands, and that the same be referred to a select committee.

On motion of Mr. Bull,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill to amend the act incorporating the Troy Turnpike and Rail-Road Company, and that the same be referred to the members of this House from Rensselaer county, to report complete.

On motion of Mr. J. H. Parker,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill to amend the act to incorporate the village of Syracuse, and that the same be referred to a select committee, consisting of the members attending this House from the county of Onondaga, to report complete.

*Ordered*, That the committee of the whole be discharged from the consideration of the bill entitled "An act directing the survey of a canal route from the High falls on the Black river, to the Erie canal;" and that the said bill be referred to a select committee, consisting of Mr. Ruggles, Mr. Beardslee and Mr. Strong, to report complete.

Mr. Hasbrouck offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the bill to incorporate the New-Paltz and Liberty Turnpike Company, be recommitted to the select committee that reported the same yesterday.

*Ordered*, That the said resolution be laid upon the table.

*Ordered*, That Mr. Dyer have leave of absence for two days.

On motion of Mr. Patterson,

*Resolved*, That the petition and report of the standing committee on the erection and division of towns and counties, on the petition of sundry inhabitants of the town of Perrysburgh, be referred back to the said committee for further consideration.

Mr. Bartle offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, (if the Senate concur,) That this Legislature will adjourn on the            day of April next, at twelve o'clock at noon.

*Ordered*, That the said resolution be laid upon the table.

In pursuance of previous notice, Mr. Robertson asked for and obtained leave to bring in a bill, entitled "An act for the relief of the trustees of the Middlebury academy;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on colleges, academies and common schools.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by justices of the peace;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for and obtained leave to sit again.

A message from the Senate was read, informing that they have passed the bill entitled "An act making provision for draining a certain swamp known by the name of Flint creek and Nettle valley swamp in the town of Potter in the county of Yates, and in the town of Gorham in the county of Ontario," without amendment.

*Ordered*, That the clerk deliver the said bill to the Governor.

The Senate sent for concurrence, a bill entitled "An act for the relief of Henry Hill and others."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to the committee on claims, to consider and report thereon.

A message from the Senate was read, informing that they have concurred with this House in its amendments to the bill entitled "An act further to amend the act entitled 'An act to incorporate the Brunswick and Pittstown turnpike company,' passed April 18, 1831," and have amended the same accordingly.

The said amended bill having been examined,

*Ordered*, That the Clerk return the same to the Senate.

And then the House adjourned until ten o'clock on Monday morning next.

## MONDAY, MARCH 31, 1834.

The House met pursuant to adjournment.

The memorial of sundry mechanics of the city of New-York and the village of Brooklyn, relative to State prison labor, was read, and referred to the select committee on that subject, of which Mr. Humphrey is chairman.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act in relation to the State Hall," and find the same correctly engrossed.

Thereupon,

By the unanimous consent of the House,  
The said engrossed bill was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Robertson gave notice that he would, on some future day, ask leave to introduce a bill, entitled "An act for the relief of the trustees of Middlebury academy."

*Ordered*, That Mr. Yates have leave of absence for eight days, and Mr. Morehouse for one week.

*Ordered*, That the select committee to which was referred the engrossed bill from the Senate, entitled "An act to amend an act entitled 'An act to incorporate the Kingston and Middletown turnpike company,' passed February 17th, 1831," be discharged from the further consideration of the said bill, and that the same be referred to a select committee, consisting of the members attending this House from the counties of Ulster and Sullivan.

*Ordered*, That Mr. Morris, Mr. McKeon, Mr. Anderson, Mr. Conklin, Mr. Nichols, Mr. Staats, Mr. Marvin, Mr. Stevenson, Mr. I. S. Parker, Mr. O. Robinson, Mr. Case, Mr. Wait, Mr. Dana, Mr. Wheaton, Mr. Clary and Mr. Clark, be the committee for reading certain bills the third time, in pursuance of the resolution of the twenty-sixth instant.

In pursuance of previous notice, Mr. Grinnell asked for and obtained leave to bring in a bill, entitled "An act to prohibit persons from supplying paupers with spirituous liquors;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Strong gave notice that he would, on some future day, ask leave to bring in a bill regulating the erection of wooden buildings in certain parts of the village of Syracuse in the county of Onondaga.

In pursuance of previous notice, Mr. Ingalls asked for and obtained leave to bring in a bill, entitled "An act providing for the payment of the compensation due to Walter Cornell deceased, late a member of the assembly;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Ingalls made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the motion of Mr. Ingalls, and it was determined in the affirmative.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts

held by justices of the peace;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

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## SATURDAY, MARCH 29, 1834.

The House met pursuant to adjournment.

The remonstrance of sundry inhabitants of the city of Albany, against the passage of an act extending the term of office of the present members of the common council of said city, was read, and committed to the committee of the whole when on the bill to which it relates.

*Ordered*, That the usual number of copies of the said remonstrance be printed for the use of the Legislature.

[*See Document No. 357.*]

The remonstrance of sundry inhabitants of the county of Rensselaer, against the incorporation of the Stephentown and Nassau Turnpike Company, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the town of Jersey in the county of Steuben, praying for a division of said town, was read, and referred to the committee on the erection and division of towns and counties.

The remonstrance of sundry inhabitants of the town of Volney in the county of Oswego, against the incorporation of the village of Fulton in said town, was read, and committed to the committee of the whole when on the bill to which it relates.

The remonstrance of sundry inhabitants of the county of Erie, against the repeal of the law subjecting certain debts due non-residents to taxation, was read, and committed to the committee of the whole when on the bill to which it relates.

Mr. Butrick, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the town of Perrysburgh in the county of Cattaraugus, reported, that in the opinion of the committee, the prayer of the petitioners ought not to be granted.

*Ordered*, That the said report be laid upon the table.

Mr. Butrick, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the town of Cuba in the county of Allegany, praying for a division of said town, reported the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Butrick, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the town of Napoli in the county of Cattaraugus, praying for a division of said town, reported the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Kingman, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the county of Cattaraugus, praying that part of the town of Otto may be annexed to the town of Ashford in said county, reported a bill, entitled "An act to annex a part of the town of Otto in the county of Cattaraugus, to the town of Ashford in said county;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Humphrey, from the committee on canals and internal improvements, to which was referred the annual report of the Canal Commissioners, reported a bill, entitled "An act to provide for the improvement of the canals of this State;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the memorial of Aaron Parkhurst of the county of Wayne, praying remuneration for labor alleged to have been performed on the Erie canal, together with the report of the Canal Commissioners thereon, reported the following resolution:

*Resolved*, That the prayer of the petitioner, Aaron Parkhurst, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Livingston Spraker and John Spencer, reported; and offered the following resolution:

[*See Document No. 345.*]

*Resolved*, That the prayer of the petitioners, John Spencer and Livingston Spraker, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Peter I. Enders, praying remuneration for damages alleged to have been sustained by reason of raising the dam across the Schoharie creek, by authority of the Canal Commissioners, to-



gether with the report of the Canal Commissioners thereon, reported the following resolution:

*Resolved*, That the prayer of the petitioner, Peter I. Enders, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Horace Hurlbut and David Porter, praying compensation for services rendered and expenses incurred in the construction of certain works connected therewith and forming part of the Chemung canal feeder, together with the report of the Canal Commissioners thereon, reported the following resolution:

*Resolved*, That the prayer of the petitioners, Horace Hurlbut and David Porter, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. O. Robinson, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the county of Allegany, praying for a division of said county, reported the following resolution:

*Resolved*, That the prayer of the petitioners, praying for the erection of a new county from parts of the counties of Allegany and Genesee, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the town of Canton in the county of St. Lawrence, praying for authority to levy a tax on the inhabitants of said town, for the purpose of building a bridge across the Grass river, reported the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of the commissioners of highways of the town of New-Paltz, praying for authority to raise money by tax on the county of Ulster, to aid them in building a bridge over the Walkill, reported a bill, entitled "An act to authorise the supervisors of the county of Ulster to raise money to build a bridge across the Walkill in the town of New-Paltz;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of William Young, praying remuneration for injuries alleged to have been sustained in consequence of the construction of the aqueduct over Mud creek in the county of Wayne, reported,

that in the opinion of the committee, the prayer of the petitioner ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Stevenson, from the committee on canals and internal improvements, to which was referred the annual report of the Canal Commissioners, reported a bill, entitled "An act to provide for any deficiency in the revenue of the Crooked lake canal;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Marvin, from the select committee to which was referred the bill entitled "An act to incorporate the New-York marine dry dock company," and the bill entitled "An act to authorise the trustees of school district number three in the town of Chenango in the county of Broome, to sell and convey their school lot," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered*, That the bills be engrossed.

Mr. I. S. Parker, from the select committee to which was referred the bill entitled "An act authorising the comptroller to loan money to the treasurer of the county of Chautauque," and the bill entitled "An act to extend the corporate powers of the Skaneateles manufacturing company," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered*, That the bills be engrossed.

Mr. A. J. Parker, from the select committee to which was referred so much of the message of his Excellency the Governor as relates to the insane poor, and the several petitions of the State Medical Society and of sundry inhabitants of the county of Oneida, praying for the erection, at the expense of the State, of an asylum for insane paupers, reported; and asked leave to introduce a bill.

[*See Document No. 347.*]

*Ordered*, That leave be given to bring in such bill.

Mr. A. J. Parker, according to leave, brought in the said bill, entitled "An act to authorise the erection of a New-York State lunatic asylum;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That one thousand four hundred copies of the said report, and the usual number of copies of the said bill, be printed for the use of the Legislature.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

## TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled

"An act to amend the act for the construction of the Chenango canal, passed February 23d, 1833."

Also the bill entitled "An act to amend the twelfth article of title second, chapter seventeenth, part first of the Revised Statutes, entitled 'Of the inspection of leaf tobacco in the city of New-York.'"

W. L. MARCY.

*Albany, March 29, 1834.*

A communication from the Canal Board, was received and read, in the words following, to wit:

The Canal Board, to whom was referred by the Assembly, the petition of a large number of inhabitants of the village of Ithaca, respectfully report:

[*See Document No. 348.*]

*Ordered*, That the said report be referred to the committee on canals and internal improvements.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the petition of William Gibbs and Daniel Earll & Co., respectfully report:

[*See Document No. 353.*]

*Ordered*, That the said report be referred to the committee on canals and internal improvements.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Assembly, the petition of Jeremiah Gillet, respectfully report:

[*See Document No. 351.*]

*Ordered*, That the said report be referred to the committee on claims.

The annual report of A. Wilson, an inspector of provisions in the city of New-York, was received and read.

[*See Document No. 355.*]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the New-Paltz and Liberty turnpike company;" the engrossed bill entitled "An act to incorporate the Saugerties steam-boat landing company," and the engrossed bill entitled "An act to incorporate the Kingston turnpike and rail-road company," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

The engrossed bill entitled "An act relating to foreign paupers," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of William Ostrander," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the Castleton and West-Stockbridge rail-road company;" the engrossed bill entitled "An act to authorise the surrogate of the county of Greene to grant an order to sell certain lands in said county;" the engrossed bill entitled "An act providing for the payment of the compensation due to Walter Cornell deceased, late a member of the Assembly;" the engrossed bill entitled "An act relative to the superior court of the city of New-York;" the engrossed bill entitled "An act confirming the official acts of justices of the peace in certain cases;" the engrossed bill entitled "An act to authorise John Cooper junior, to erect a dam across the Conhocton river in the town of Erwin in the county of Steuben;" and the engrossed bill entitled "An act to amend sections thirty-ninth and forty-second of part first, chapter twentieth, title first of the Revised Statutes, so as to authorise any one of the overseers of the poor to perform the services therein mentioned;" and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to incorporate the Castleton and West-Stockbridge rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 90 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Hall	Mr. Parkhurst
Mr. Archibald	Mr. Harris	Mr. Patterson
Mr. Bagley	Mr. Hasbrouck	Mr. Ringgold
Mr. Bartle	Mr. Healy	Mr. Robertson
Mr. Beardslee	Mr. Hertell	Mr. O. Robinson
Mr. Bockoven	Mr. Hough	Mr. Ruggles
Mr. Bostwick	Mr. Humphrey	Mr. Schermerhorn

Mr. Bowne	Mr. Hunt	Mr. Sears
Mr. Brown	Mr. Ingalls	Mr. Shays
Mr. Bull	Mr. Jackson	Mr. Spafard
Mr. Butrick	Mr. Johnson	Mr. Staats
Mr. Case	Mr. Jones	Mr. Stafford
Mr. Cash	Mr. Kernan	Mr. Stevenson
Mr. Chamberlin	Mr. Kingman	Mr. Stone
Mr. Church	Mr. Le Fever	Mr. Strong
Mr. Clark	Mr. Lewis	Mr. Terry
Mr. Clary	Mr. Livingston	Mr. Thomson
Mr. Coe	Mr. Lockwood	Mr. Titus
Mr. Crosby	Mr. Mabbett	Mr. Todd
Mr. Cuykendall	Mr. M'Knight	Mr. Wait
Mr. Dana	Mr. Mitchell	Mr. Ward
Mr. Emmons	Mr. Morrell	Mr. West
Mr. Enos	Mr. Myers	Mr. Wheaton
Mr. Fleming	Mr. Myrick	Mr. Whipple
Mr. Fowler	Mr. Nichols	Mr. Willes
Mr. Fox	Mr. Orr	Mr. Williams
Mr. Germond	Mr. Osborne	Mr. Winfield
Mr. Gordon	Mr. Palmer	Mr. Wright
Mr. Guinnip	Mr. I. S. Parker	Mr. Younglove
Mr. Haight	Mr. J. H. Parker	Mr. Young

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The said engrossed bill, entitled "An act to authorise the surrogate of the county of Greene to grant an order to sell certain lands in said county," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act providing for the payment of the compensation due to Walter Cornell deceased, late a member of the Assembly," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act relative to the superior court of the city of New-York," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act confirming the official acts of justices of the peace in certain cases," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to authorise John Cooper junior, to erect a dam across the Conhocton river in the town of Erwin in the county of Steuben," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to amend sections thirty-ninth and forty-second of part first, chapter twentieth, title first of the Revised Statutes, so as to authorise any one of the overseers of the poor to perform the services therein mentioned," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

A copy of a resolution of the Senate was received and read, informing that they have concurred with this House in its resolution of the twenty-seventh instant, suspending the eighth joint rule of the two houses.

Mr. Patterson offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the Clerk furnish to the members of this House, stationary of equal quality to that furnished to the Senate.

Thereupon,

On motion of Mr. Lockwood, the resolution being amended, by inserting after the word "stationary," the words "including knives,"

Mr. Speaker put the question whether the House would agree to the said resolution as amended, and it was determined in the affirmative.

On motion of Mr. Marvin,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill making further provision in relation to escheated lands, and that the same be referred to a select committee.

On motion of Mr. Bull,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill to amend the act incorporating the Troy Turnpike and Rail-Road Company, and that the same be referred to the members of this House from Rensselaer county, to report complete.

On motion of Mr. J. H. Parker,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill to amend the act to incorporate the village of Syracuse, and that the same be referred to a select committee, consisting of the members attending this House from the county of Onondaga, to report complete.

*Ordered*, That the committee of the whole be discharged from the consideration of the bill entitled "An act directing the survey of a canal route from the High falls on the Black river, to the Erie canal;" and that the said bill be referred to a select committee, consisting of Mr. Ruggles, Mr. Beardslee and Mr. Strong, to report complete.

Mr. Hasbrouck offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the bill to incorporate the New-Paltz and Liberty Turnpike Company, be recommitted to the select committee that reported the same yesterday.

*Ordered*, That the said resolution be laid upon the table.

*Ordered*, That Mr. Dyer have leave of absence for two days.

On motion of Mr. Patterson,

*Resolved*, That the petition and report of the standing committee on the erection and division of towns and counties, on the petition of sundry inhabitants of the town of Perrysburgh, be referred back to the said committee for further consideration.

Mr. Bartle offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, (if the Senate concur,) That this Legislature will adjourn on the day of April next, at twelve o'clock at noon.

*Ordered*, That the said resolution be laid upon the table.

In pursuance of previous notice, Mr. Robertson asked for and obtained leave to bring in a bill, entitled "An act for the relief of the trustees of the Middlebury academy;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on colleges, academies and common schools.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by justices of the peace;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for and obtained leave to sit again.

A message from the Senate was read, informing that they have passed the bill entitled "An act making provision for draining a certain swamp known by the name of Flint creek and Nettle valley swamp in the town of Potter in the county of Yates, and in the town of Gorham in the county of Ontario," without amendment.

*Ordered*, That the clerk deliver the said bill to the Governor.

The Senate sent for concurrence, a bill entitled "An act for the relief of Henry Hill and others."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to the committee on claims, to consider and report thereon.

A message from the Senate was read, informing that they have concurred with this House in its amendments to the bill entitled "An act further to amend the act entitled 'An act to incorporate the Brunswick and Pittstown turnpike company,' passed April 18, 1831," and have amended the same accordingly.

The said amended bill having been examined,

*Ordered*, That the Clerk return the same to the Senate.

And then the House adjourned until ten o'clock on Monday morning next.

## MONDAY, MARCH 31, 1834.

The House met pursuant to adjournment.

The memorial of sundry mechanics of the city of New-York and the village of Brooklyn, relative to State prison labor, was read, and referred to the select committee on that subject, of which Mr. Humphrey is chairman.

The petition of the First Baptist Church of the town of Boston in the county of Erie, praying for the passage of an act authorising the sale of a certain lot of land belonging to said church, was read, and referred to the committee on the judiciary.

The petition of the president and directors of the New-York Atheneum, praying for an amendment of their charter, was read, and referred to the committee on colleges, academies and common schools.

The petition of Ozias Marsh and Abraham Tompkins of the county of Broome, praying for the passage of an act confirming the division of a school district in said county, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the county of Rensselaer, praying for the incorporation of a select and classical school in the town of Stephentown in said county, was read, and referred to the committee on colleges, academies and common schools.

The petition of Sarah Emmons and Samuel Boyer, praying for the passage of an act to provide for the proof of the will of John Emmons deceased, was read, and referred to the committee on the judiciary.

The proceedings of, and sundry resolutions adopted at, a meeting of the citizens of Utica, approving of the special message of the Governor, were read, and referred to the joint committee of the two houses on that subject.

Mr. Stevenson, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to amend section one hundred and fifty-ninth of article ninth, title second, chapter seventeenth of the first part of the Revised Statutes, so as to extend the benefit of said article ninth, so far as relates to the inspection of sole leather, to the county of Onondaga;" the bill entitled "An act to amend title fifth, chapter third of the second part of the Revised Statutes, entitled 'Of the proof and recording of conveyances of real estate, and the cancelling of mortgages;" the bill entitled "An act to incorporate the president, directors and stockholders of the Dover iron company;" the bill entitled "An act in relation to highways in the village of Potsdam;" the bill entitled "An act to incorporate the Geneva and Tonnewanta rail-road company;" the bill entitled "An act to incorporate the Payne bridge company;" the bill entitled "An act to appoint commissioners to lay out a road from the head of the Crooked lake in the county of Steuben, to the village of Angelica in the county of Allegany;" the bill entitled "An act to confirm the title of Obadiah Sands to certain lands;" the bill entitled "An act for the relief of the late board of health of the town of Greece in the county of Monroe," and the bill entitled "An act to authorise Jacob and Peter Murphy to raise and maintain a dam across the Schoharie creek in the town of Fulton."



Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to amend section one hundred and fifty-ninth of article ninth, title second, chapter seventeenth of the first part of the Revised Statutes, so as to extend the benefit of said article ninth, so far as relates to the inspection of sole leather, to the county of Onondaga;" the bill entitled "An act to amend title fifth, chapter third of the second part of the Revised Statutes, entitled 'Of the proof and recording of conveyances of real estate, and the cancelling of mortgages,'" and the bill entitled "An act to incorporate the president, directors and stockholders of the Dover iron company," be referred to a select committee, consisting of Mr. Robertson, Mr. Wait and Mr. Arnold: that the bill entitled "An act in relation to highways in the village of Potsdam," be referred to a select committee, consisting of Mr. Fox, Mr. Palmer and Mr. Barnes: that the bill entitled "An act to incorporate the Geneva and Tonnewanta rail-road company," be referred to a select committee, consisting of Mr. Fox, Mr. Palmer and Mr. Robertson: that the bill entitled "An act to incorporate the Payne bridge company," be referred to a select committee, consisting of Mr. Fox, Mr. Palmer and Mr. Jackson: and that the bill entitled "An act to appoint commissioners to lay out a road from the head of the Crooked lake in the county of Steuben, to the village of Angelica in the county of Allegany;" the bill entitled "An act to confirm the title of Obadiah Sands to certain lands;" the bill entitled "An act for the relief of the late board of health of the town of Greece in the county of Monroe," and the bill entitled "An act to authorise Jacob and Peter Murphy to raise and maintain a dam across the Schoharie creek in the town of Fulton," be referred to a select committee, consisting of Mr. Hone, Mr. Sumner and Mr. Wheaton, to be by the said committees severally reported complete.

Mr. Wheaton, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the county of Montgomery, praying that part of the town of Bleecker may be annexed to the town of Johnstown in said county, reported the following resolution:

*Resolved*, That the petition of sundry inhabitants of the town of Bleecker in the county of Montgomery, praying that a part of said town be annexed to the town of Johnstown in said county, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Wheaton, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the towns of Concord and Sardinia, praying for the passage of an act annexing a part of said town of Concord to the town of Sardinia, reported the following resolution:

*Resolved*, That the petition of sundry inhabitants of the towns of Concord and Sardinia in the county of Erie, praying that a part of

said town of Concord be annexed to the town of Sardinia in said county, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Butrick, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the town of Jersey in the county of Steuben, praying for a division of said town, reported a bill, entitled "An act to divide the town of Jersey in the county of Steuben;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the petition of sundry inhabitants of school district number two in the town of Sullivan in the county of Madison, praying for the passage of an act authorising the levying of a tax on the inhabitants of said district, for certain purposes, reported a bill, entitled "An act to authorise the trustees of school district number two in the town of Sullivan in the county of Madison, to raise money by tax;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Stillman Foote, reported; and asked leave to introduce a bill.

[See Document No. 354.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of Stillman Foote;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the petition of sundry inhabitants of the village of New-Woodstock in the county of Madison, praying for the passage of an act incorporating an academy, reported a bill, entitled "An act to incorporate the New-Woodstock academy;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the petition of sundry inhabitants of Trumansburgh in the county of Tompkins, praying for the incorporation of the Trumansburgh academy, reported a bill, entitled "An act to incorporate the Trumansburgh academy;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the petition of the New-York Atheneum, praying for an amendment of their charter, re-

ported a bill, entitled "An act to amend the charter of the New-York atheneum;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the petition of sundry teachers of common schools of the city of Albany, praying for an appropriation from the State treasury for publishing a work for the use of common schools, reported, that in the opinion of the committee, the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the engrossed bill from the Senate, entitled "An act for the relief of Henry Hill and others," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Columbia, praying for authority to lay out and construct a public road from the city of Hudson to the town of Chatham, reported a bill, entitled "An act to appoint commissioners to lay out a road from the city of Hudson to the town of Chatham in the county of Columbia;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of sundry inhabitants of the county of Livingston, praying for the incorporation of a company to construct a rail-road from the village of West-Avon to the Avon mineral springs, reported a bill, entitled "An act to incorporate the Avon springs rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ruggles, from the select committee to which was referred the bill entitled "An act directing a survey of a canal route from the High falls on the Black river, to the Erie canal," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Humphrey, from the select committee to which was referred the resolution of this House, requiring them to inquire into the expediency of discontinuing such mechanical trades in the State prisons of this State, as bring the labor of the convicts into general competition with that of the mechanics of the country; and also inquire and report to this House what effect the labor of the con-

victs has upon their health, morals and reformation, and the finances of the State; and also the several memorials, petitions, and proceedings of public meetings on the subject of convict labor in the prisons, reported; and asked leave to introduce a bill.

[See Document No. 352.]

*Ordered*, That leave be given to bring in such bill.

Mr. Humphrey, according to leave, brought in the said bill, entitled "An act concerning the State prisons;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Humphrey, from the same select committee, further reported a resolution, in the words following, to wit:

*Resolved*, (if the Senate concur,) That the senators in Congress from this State be instructed, and the representatives be requested, to use their endeavors to procure the passage of a law authorising the Government of the United States to provide some foreign place, to which persons convicted of felony in the several States may be transported by the sentence of the State courts.

[See Document No. 352.]

*Ordered*, That the said resolution be laid upon the table.

*Ordered*, That eight times the usual number of copies of the said report with the bill and resolution annexed, and the usual number of copies of the said bill and resolution separate from the report, be printed for the use of the Legislature.

Mr. Morris, from the joint committee of the two houses, to which was referred the special message of the Governor of the twenty-fourth of March, reported; and asked leave to introduce two several bills.

[See Document No. 350.]

*Ordered*, That leave be given to bring in such bills.

Mr. Morris, according to leave, brought in a bill, entitled "An act to loan the credit of this State to the people thereof," and a bill entitled "An act in relation to certain banks;" which were severally read the first time, and by unanimous consent were also read a second time, and made the order of the day for the first day of April next.

*Ordered*, That five thousand copies of the said report, and the usual number of copies of the said bills, be printed for the use of the Legislature.

Mr. Grinnell, from the select committee to which was referred the bill entitled "An act to incorporate the Tarrytown mutual association for the suppression of horse stealing," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Beardslee, from the select committee to which was referred the bill entitled "An act in relation to the Ogdensburgh and Canton road in the county of St. Lawrence," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Marvin, from the select committee to which was referred the bill entitled "An act making further provisions in relation to escheated lands," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act making provision for draining a certain swamp known by the name of Flint creek and Nettle valley swamp in the town of Potter in the county of Yates, and in the town of Gorham in the county of Ontario."

W. L. MARCY.

*Albany, March 31, 1834.*

A message from the Senate was read, informing that they have passed the bill entitled "An act in relation to the State hall," without amendment.

*Ordered*, That the clerk deliver the said bill to the Governor.

A copy of a resolution of the Senate was received and read, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That a committee of conference be appointed on the subject of difference between the two houses, on the bill entitled "An act granting further powers to the Dutchess turnpike company;" and that Mr. Westcott, Mr. Maison and Mr. Kemble, be of said committee on the part of the Senate.

Thereupon,

*Resolved*, That this House do concur with the Senate in their said resolution; and that Mr. Fleming, Mr. Angel and Mr. Gordon, be of the said committee on the part of this House.

*Ordered*, That the Clerk deliver a copy of the preceding resolution of concurrence to the Senate.

Mr. Morris, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to extend the corporate powers of the Skaneateles manufacturing company," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

Mr. Morris, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act authorising the comptroller to loan money to the treasurer of the county of Chautauque;" the engrossed bill entitled "An act au-

thorising the trustees of school district number three in the town of Chenango in the county of Broome, to sell and convey their school lot;" and the engrossed bill entitled "An act to incorporate the New-York marine dry dock company," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act authorising the comptroller to loan money to the treasurer of the county of Chautauque," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act authorising the trustees of school district number three in the town of Chenango in the county of Broome, to sell and convey their school lot," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to incorporate the New-York marine dry dock company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 87 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Groom	Mr. I. S. Parker
Mr. Anthony	Mr. Grover	Mr. J. H. Parker
Mr. Arnold	Mr. Haight	Mr. Parkhurst
Mr. Bagley	Mr. Hall	Mr. Patterson
Mr. Bartle	Mr. Harris	Mr. Phelps
Mr. Beardslee	Mr. Hasbrouck	Mr. Ringgold
Mr. Bockoven	Mr. Healy	Mr. Robertson
Mr. Brasher	Mr. Herttell	Mr. O. Robinson
Mr. Brown	Mr. Hough	Mr. J. P. Robinson
Mr. Butrick	Mr. Humphrey	Mr. Ruggles
Mr. Campbell	Mr. Hunt	Mr. Sears
Mr. Case	Mr. Ingalls	Mr. Shays
Mr. Cash	Mr. Jackson	Mr. Spafard
Mr. Chamberlin	Mr. Johnson	Mr. Speaker
Mr. Church	Mr. Jones	Mr. Staats
Mr. Clark	Mr. Kernan	Mr. Stevenson
Mr. Clary	Mr. Kingman	Mr. Stone
Mr. Coe	Mr. Le Fever	Mr. Strong
Mr. Crosby	Mr. Lewis	Mr. Terry
Mr. Cuykendall	Mr. Mabbett	Mr. Thomson
Mr. Dana	Mr. Marvin	Mr. Titus
Mr. Dusenbury	Mr. M'Keon	Mr. Wait
Mr. Ellithorp	Mr. M'Knight	Mr. Ward
Mr. Emmons	Mr. Mersereau	Mr. Wheaton

Mr. Enos	Mr. Mitchell	Mr. Whipple	
Mr. Fowler	Mr. Morrell	Mr. Willes	
Mr. Fox	Mr. Orr	Mr. Williams	
Mr. Germond	Mr. Osborne	Mr. Wright	
Mr. Grinnell	Mr. Palmer	Mr. Younglove	87

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

And then the House adjourned until ten o'clock to-morrow morning.

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## TUESDAY, APRIL 1, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the city of Utica, praying for the speedy action of the Legislature on the message of his Excellency the Governor, transmitted to the Legislature on the twenty-fourth of March last, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of the trustees of the village of Geneseo, praying for authority to raise money by tax on said village, was read, and referred to the committee on the incorporation of cities and villages.

The remonstrance of sundry inhabitants of the county of Ulster, against any alteration of the law incorporating the Saugerties and Woodstock Turnpike Company, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act to consolidate and amend the several statutes concerning the election of justices of the peace," reported, that the committee had examined the said bill, and recommend that the same be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act authorising the first judge of the county courts of the county of Broome to hold the courts of common pleas in said county," reported, that the committee have examined the said bill, and recommend that the same be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of the First Freewill Baptist Church of the

town of Boston, for an act authorising the sale of a lot belonging to said church, reported, that in the opinion of the committee, the prayer of the petition ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Grinnell, from the committee on the judiciary, to which was referred the petition of Ozias Marsh and Abraham Tompkins, praying for the passage of an act confirming certain acts of the commissioners of common schools in the towns of Colesville and Windsor in the county of Broome, reported a bill, entitled "An act confirming the acts of the commissioners of common schools in the division of the school district composed of parts of the towns of Colesville and Windsor in the county of Broome;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bull, from the committee on the incorporation of cities and villages, to which was referred the petition of the trustees of the village of Geneseo, praying for the passage of an act authorising them to raise money by tax on the inhabitants of said village, reported a bill, entitled "An act to amend an act entitled 'An act to incorporate the village of Geneseo,' passed April 21st, 1832;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of Abraham Dudley of the town of Newfield in the county of Tompkins, praying for the passage of an act authorising the inhabitants of said town to pay a bounty for the destruction of foxes, reported, that in the opinion of the committee, the prayer of the petitioner ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of sundry inhabitants of the town of Westmoreland in the county of Oneida, praying for an alteration of the law regulating excise, reported, that in the opinion of the committee, the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act to amend section first, title first of chapter fourth of part second of the Revised Statutes, in relation to limited partnerships," reported, that the committee have examined the said bill, and recommend that the same be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.



Mr. Phelps, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to loan money to the county of Erie;" the bill entitled "An act to authorise the superintendents of the poor of the county of Chenango to sell part of their poor farm, and to purchase other lands;" the bill entitled "An act to incorporate the Binghamton and Harpersville turnpike road company;" the bill entitled "An act to incorporate the Attica and Buffalo rail-road company;" the bill entitled "An act to incorporate the village of Binghamton;" the bill entitled "An act to revive the act entitled 'An act to incorporate the Bath and Crooked lake rail-road company,' and to amend the same;" the bill entitled "An act to authorise the inhabitants of the town of Florence in the county of Oneida, to pay a bounty for the destruction of bears in said town;" the bill entitled "An act to make school district number one in the town of Salina, a permanent school district;" the bill entitled "An act authorising the supervisors of the county of Dutchess to raise money to repair the court-house and jail of said county," and the bill entitled "An act to incorporate the Westchester whaling company."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to loan money to the county of Erie," be referred to a select committee, consisting of Mr. Fleming, Mr. Emmons and Mr. Hall; that the bill entitled "An act to authorise the superintendents of the poor of the county of Chenango to sell part of their poor farm, and to purchase other lands," be referred to a select committee, consisting of Mr. Wait, Mr. Chamberlin and Mr. Hunt; that the bill entitled "An act to incorporate the Binghamton and Harpersville turnpike road company," be referred to a select committee, consisting of Mr. Case, Mr. Gordon and Mr. Bagley; that the bill entitled "An act to incorporate the Attica and Buffalo rail-road company," be referred to a select committee, consisting of Mr. Lewis, Mr. Haight and Mr. Campbell; that the bill entitled "An act to incorporate the village of Binghamton," be referred to a select committee, consisting of Mr. Stevenson, Mr. Case and Mr. Dana; that the bill entitled "An act to revive the act entitled 'An act to incorporate the Bath and Crooked lake rail-road company,' and to amend the same," be referred to a select committee, consisting of Mr. Kernan, Mr. J. P. Robinson and Mr. Ruggles; that the bill entitled "An act to authorise the inhabitants of the town of Florence in the county of Oneida, to pay a bounty for the destruction of bears in said town," be referred to a select committee, consisting of Mr. I. S. Parker, Mr. Bagley and Mr. Ruggles; that the bill entitled "An act to make school district number one in the town of Salina, a permanent school district," be referred to a se-

fect committee, consisting of Mr. Strong, Mr. Thomson and Mr. Enos; that the bill entitled "An act authorising the supervisors of the county of Dutchess to raise money to repair the court-house and jail of said county," be referred to a select committee, consisting of Mr. Mabbett, Mr. Anthony and Mr. Conklin; and that the bill entitled "An act to incorporate the Westchester whaling company," be referred to a select committee, consisting of Mr. Snyder, Mr. Crosby and Mr. Fowler, to be by the said committees severally reported complete.

Mr. Haight, from the select committee to which was referred the bill entitled "An act relating to the collection of taxes in the towns of Putnam and Dresden in the county of Washington," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to amend article second of title eighth of the twentieth chapter of the first part of the Revised Statutes," and the bill entitled "An act to amend an act entitled 'An act for the relief of the town of Rye,'" reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered*, That the bills be engrossed.

Mr. Angel, from the select committee to which was referred the bill entitled "An act to change the name of the Associate Reformed congregation of Union church at New-Shawangunk, and for other purposes," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act in relation to the State hall."

W. L. MARCY.

*Albany, April 1, 1834.*

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The Canal Commissioners, to whom was referred by the Hon. the Assembly, the following resolution:

*Resolved*, (if the Senate concur herein,) That so much of the joint resolution passed by the Legislature of this State at the session of 1831, as prohibits the Canal Commissioners leasing the surplus waters of the Hudson and Mohawk rivers belonging to the State, be, and is hereby rescinded;

Respectfully report:

[See Document No. 359.]

*Ordered*, That the said report be referred to the committee on canals and internal improvements.

The annual report of Garret Lansing junior, an inspector of lumber in the city of Albany, was received and read.

[See Document No. 361.]

*Ordered*, That the said report be referred to the committee on trade and manufactures.

The Senate sent for concurrence, a bill entitled "An act for the relief of John Hadcock;" and a bill entitled "An act to amend an act entitled 'An act authorising the supervisors of the county of Jefferson to sell and convey the poor-house lot and establishment in said county, and for other purposes,' passed January 25, 1833."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act for the relief of John Hadcock," was referred to a select committee, consisting of the members attending this House from the county of Jefferson; and the bill entitled "An act to amend an act entitled 'An act authorising the supervisors of the county of Jefferson to sell and convey the poor-house lot and establishment in said county, and for other purposes,' passed January 25, 1833," was referred to the committee on public lands, severally to consider and report thereon.

Two several messages from the Senate were read, informing that they have passed the bill entitled "An act for the relief of Holmes Hutchinson," and the bill entitled "An act to change the name of John Swartout Smith Duvall," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

Mr. Morris, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act directing a survey of a canal route from the High falls on the Black river, to the Erie canal;" the engrossed bill entitled "An act making further provision in relation to escheated lands;" the engrossed bill entitled "An act to incorporate the Tarrytown mutual association for the suppression of horse stealing," and the engrossed bill entitled "An act in relation to the Ogdensburgh and Canton road in the county of St. Lawrence," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act directing the survey of a canal route from the High falls on the Black river, to the Erie canal," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act making further provision in relation to escheated lands," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to incorporate the

Tarrytown mutual association for the suppression of horse stealing," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 90 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Haight	Mr. Patterson
Mr. Anthony	Mr. Hall	Mr. Phelps
Mr. Archibald	Mr. Harris	Mr. Ringgold
Mr. Bartle	Mr. Hasbrouck	Mr. Robertson
Mr. Beardslee	Mr. Healy	Mr. O. Robinson
Mr. Bockoven	Mr. Hertell	Mr. J. P. Robinson
Mr. Bogardus	Mr. Hough	Mr. Ruggles
Mr. Brasher	Mr. Hunt	Mr. Sears
Mr. Brown	Mr. Jackson	Mr. Shays
Mr. Bull	Mr. Johnson	Mr. Snyder
Mr. Butrick	Mr. Kernan	Mr. Spafard
Mr. Campbell	Mr. Kingman	Mr. Speaker
Mr. Case	Mr. Le Fever	Mr. Staats
Mr. Cash	Mr. Lewis	Mr. Stafford
Mr. Chamberlin	Mr. Mabbett	Mr. Stone
Mr. Church	Mr. Marvin	Mr. Strong
Mr. Clark	Mr. M'Keon	Mr. Terry
Mr. Clary	Mr. M'Knight	Mr. Thomson
Mr. Coe	Mr. Mersereau	Mr. Titus
Mr. Crosby	Mr. Mitchell	Mr. Wait
Mr. Cuykendall	Mr. Morrell	Mr. Ward
Mr. Dana	Mr. Morris	Mr. West
Mr. Dusenbury	Mr. Myers	Mr. Wheaton
Mr. Ellithorp	Mr. Nichols	Mr. Wheeler
Mr. Emmons	Mr. Orr	Mr. Whipple
Mr. Germond	Mr. Osborne	Mr. Willes
Mr. Grinnell	Mr. Palmer	Mr. Williams
Mr. Groom	Mr. A. J. Parker	Mr. Winfield
Mr. Grover	Mr. I. S. Parker	Mr. Younglove
Mr. Guinnip	Mr. J. H. Parker	Mr. Young

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The said engrossed bill, entitled "An act in relation to the Ogdensburgh and Canton road in the county of St. Lawrence," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Hall	Mr. Ringgold
Mr. Anthony	Mr. Harris	Mr. Robertson
Mr. Archibald	Mr. Hasbrouck	Mr. O. Robinson
Mr. Bartle	Mr. Healy	Mr. J. P. Robinson
Mr. Beardslee	Mr. Herttell	Mr. Ruggles
Mr. Bockoven	Mr. Hough	Mr. Sears
Mr. Bogardus	Mr. Jackson	Mr. Shays
Mr. Brasher	Mr. Johnson	Mr. Smith
Mr. Brown	Mr. Jones	Mr. Snyder
Mr. Bull	Mr. Kernan	Mr. Spafard
Mr. Butrick	Mr. Le Fever	Mr. Speaker
Mr. Campbell	Mr. Lewis	Mr. Staats
Mr. Case	Mr. Mabbett	Mr. Stafford
Mr. Cash	Mr. Marvin	Mr. Stevenson
Mr. Church	Mr. M'Keon	Mr. Stone
Mr. Clark	Mr. M'Knight	Mr. Strong
Mr. Clary	Mr. Mersereau	Mr. Terry
Mr. Coe	Mr. Mitchell	Mr. Thomson
Mr. Crosby	Mr. Morrell	Mr. Titus
Mr. Cuykendall	Mr. Morris	Mr. Wait
Mr. Dana	Mr. Myers	Mr. Ward
Mr. Dusenbury	Mr. Myrick	Mr. West
Mr. Ellithorp	Mr. Nichols	Mr. Wheaton
Mr. Emmons	Mr. Orr	Mr. Wheeler
Mr. Enos	Mr. Osborne	Mr. Whipple
Mr. Fowler	Mr. Palmer	Mr. Willes
Mr. Germond	Mr. A. J. Parker	Mr. Williams
Mr. Grinnell	Mr. I. S. Parker	Mr. Winfield
Mr. Groom	Mr. J. H. Parker	Mr. Wright
Mr. Grover	Mr. Patterson	Mr. Younglove
Mr. Guinnip	Mr. Phelps	Mr. Young
Mr. Haight		

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill entitled "An act to incorporate the Genesee river steam-boat association," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 90 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Harris	Mr. Phelps
Mr. Anthony	Mr. Hasbrouck	Mr. Ringgold
Mr. Archibald	Mr. Healy	Mr. Robertson
Mr. Bartle	Mr. Herttell	Mr. O. Robinson
Mr. Beardslee	Mr. Hough	Mr. J. P. Robinson
Mr. Bockoven	Mr. Hunt	Mr. Ruggles
Mr. Bogardus	Mr. Jackson	Mr. Sears
Mr. Brasher	Mr. Johnson	Mr. Shays
Mr. Bull	Mr. Jones	Mr. Smith
Mr. Butrick	Mr. Kernan	Mr. Snyder
Mr. Campbell	Mr. Kingman	Mr. Spafard
Mr. Case	Mr. Le Fever	Mr. Speaker
Mr. Cash	Mr. Lewis	Mr. Staats
Mr. Chamberlin	Mr. Mabbett	Mr. Stafford
Mr. Church	Mr. Marvin	Mr. Stevenson
Mr. Clark	Mr. M'Keon	Mr. Stone
Mr. Clary	Mr. M'Knight	Mr. Strong
Mr. Coe	Mr. Mersereau	Mr. Terry
Mr. Crosby	Mr. Mitchell	Mr. Thomson
Mr. Cuykendall	Mr. Morrell	Mr. Titus
Mr. Dana	Mr. Morris	Mr. Wait
Mr. Dusenbury	Mr. Myers	Mr. Ward
Mr. Emmons	Mr. Nichols	Mr. West
Mr. Germond	Mr. Orr	Mr. Wheaton
Mr. Grinnell	Mr. Osborne	Mr. Wheeler
Mr. Groom	Mr. Palmer	Mr. Whipple
Mr. Grover	Mr. A. J. Parker	Mr. Willes
Mr. Guinnip	Mr. I. S. Parker	Mr. Williams
Mr. Haight	Mr. J. H. Parker	Mr. Younglove
Mr. Hall	Mr. Patterson	Mr. Young

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill entitled "An act to extend the corporate powers of the Skaneateles manufacturing company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Haight	Mr. Patterson
Mr. Anthony	Mr. Hall	Mr. Phelps
Mr. Archibald	Mr. Harris	Mr. Ringgold
Mr. Arnold	Mr. Hasbrouck	Mr. Robertson
Mr. Bartle	Mr. Healy	Mr. O. Robinson

Mr. Beardslee	Mr. Hough	Mr. Ruggles
Mr. Bockoven	Mr. Hunt	Mr. Sears
Mr. Bogardus	Mr. Jackson	Mr. Shays
Mr. Bowne	Mr. Johnson	Mr. Smith
Mr. Brasher	Mr. Jones	Mr. Snyder
Mr. Bull	Mr. Kernan	Mr. Spafard
Mr. Butrick	Mr. Kingman	Mr. Speaker
Mr. Campbell	Mr. Le Fever	Mr. Staats
Mr. Case	Mr. Lewis	Mr. Stafford
Mr. Cash	Mr. Mabbett	Mr. Stevenson
Mr. Chamberlin	Mr. Marvin	Mr. Stone
Mr. Church	Mr. M'Keon	Mr. Strong
Mr. Clark	Mr. M'Knight	Mr. Terry
Mr. Clary	Mr. Mersereau	Mr. Thomson
Mr. Coe	Mr. Mitchell	Mr. Titus
Mr. Crosby	Mr. Morrell	Mr. Wait
Mr. Cuykendall	Mr. Morris	Mr. Ward
Mr. Dana	Mr. Myers	Mr. West
Mr. Dusenbury	Mr. Nichols	Mr. Wheaton
Mr. Ellithorp	Mr. Orr	Mr. Wheeler
Mr. Emmons	Mr. Osborne	Mr. Whipple
Mr. Enos	Mr. Palmer	Mr. Willes
Mr. Germond	Mr. A. J. Parker	Mr. Williams
Mr. Grinnell	Mr. I. S. Parker	Mr. Winfield
Mr. Groom	Mr. J. H. Parker	Mr. Younglove
Mr. Grover	Mr. Parkhurst	Mr. Young
Mr. Guinnip		

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

*Ordered*, That Mr. Bostwick have leave of absence for four days, Mr. Bagley for eight days, and Mr. Schermerhorn for two days.

On motion of Mr. Wright,

*Resolved*, That the claim of William Buell for relief, be made the special order for this afternoon.

*Ordered*, That the committee on colleges, academies and common schools, be discharged from the further consideration of the bill entitled "An act for the relief of the trustees of the Middlebury academy," and that the said bill be referred to the Commissary-General.

Mr. Ingalls offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the committee of the whole be discharged from the further consideration of the engrossed bills from the Senate, for the relief of Henry Hill and others, and for the relief of Levi Platt; and that they be severally ordered to a third reading.

Debates were had thereon; and the question being put whether the House would agree to the said resolution, it was determined in the affirmative.

{ AYES 72 }  
{ NAYS 15 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Angel	Mr. Haight	Mr. Osborne
Mr. Anthony	Mr. Hall	Mr. Palmer
Mr. Archibald	Mr. Hasbrouck	Mr. A. J. Parker
Mr. Arnold	Mr. Healy	Mr. J. H. Parker
Mr. Bartle	Mr. Herttell	Mr. Patterson
Mr. Bockoven	Mr. Hough	Mr. Phelps
Mr. Bogardus	Mr. Hunt	Mr. Ringgold
Mr. Brasher	Mr. Ingalls	Mr. O. Robinson
Mr. Brown	Mr. Jones	Mr. Ruggles
Mr. Bull	Mr. Kernan	Mr. Sears
Mr. Butrick	Mr. Kingman	Mr. Smith
Mr. Case	Mr. Le Fever	Mr. Snyder
Mr. Chamberlin	Mr. Mabbett	Mr. Staats
Mr. Church	Mr. Marvin	Mr. Stone
Mr. Clark	Mr. M'Keon	Mr. Strong
Mr. Clary	Mr. M'Knight	Mr. Titus
Mr. Coe	Mr. Mersereau	Mr. West
Mr. Crosby	Mr. Mitchell	Mr. Wheeler
Mr. Dusenbury	Mr. Morrell	Mr. Whipple
Mr. Ellithorp	Mr. Morris	Mr. Williams
Mr. Germond	Mr. Myers	Mr. Winfield
Mr. Grinnell	Mr. Myrick	Mr. Wright
Mr. Groom	Mr. Nichols	Mr. Younglove
Mr. Guinnip	Mr. Orr	Mr. Young

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Those who voted in the negative are

Mr. Beardslee	Mr. Harris	Mr. Terry
Mr. Bowne	Mr. Shays	Mr. Thomson
Mr. Campbell	Mr. Spafard	Mr. Wait
Mr. Dana	Mr. Speaker	Mr. Ward
Mr. Enos	Mr. Stevenson	Mr. Wheaton

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The House then again resolved itself into a committee of the whole, on the bill entitled "An act in relation to the public funds;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bartle, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to loan the credit of this State to the people thereof;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts



held by justices of the peace;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned till four o'clock this afternoon.

#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of William Buell;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Cuykendall, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Schenectady and Saratoga insurance company;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. L. S. Parker, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Greenwich insurance company;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. L. S. Parker, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend an act entitled 'An act to incorporate the Washington marine insurance company of the city of New-York,' passed 27th April, 1833;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. L. S. Parker, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his

place, and delivered the same in at the table, where it was again read and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to prevent fishing in Willson's pond in the county of Dutchess;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Stone, from the said committee, reported, that the committee had disagreed to the first section and the enacting clause of the said bill; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the further relief of the Eye Infirmary of the city of New-York;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Stone, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the better security of steam-boat passengers;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Stone, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

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## WEDNESDAY, APRIL 2, 1834.

The House met pursuant to adjournment.

The remonstrance of sundry inhabitants of the county of Albany, against the erection of an additional toll-gate on the Albany and Schenectady turnpike road, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Montgomery, praying for the incorporation of an academy at Kingsborough in said county, was read, and referred to the committee on colleges, academies and common schools.

The remonstrance of sundry inhabitants of the town of Jersey in the county of Steuben, against the division of said town, was read, and committed to the committee of the whole when on the bill to which it relates.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Eri Deming of the town of Edmeston in the county of Otsego, reported; and offered the following resolution:

[See Document No. 364.]

*Resolved*, That the prayer of the petition of Eri Deming ought not to be granted.

*Ordered*, That the said resolution be laid upon the table.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of St. Lawrence and Jefferson, praying for the appointment of commissioners to lay out and open a road from the town of Lyme in the county of Jefferson, to the Chippeway bay road leading to Ogdensburgh, reported a bill, entitled "An act appointing commissioners to lay out and open a road in the counties of Jefferson and St. Lawrence;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Kings, praying for the incorporation of a company to construct a road from Brooklyn to Bath in said county, reported a bill, entitled "An act to incorporate the Gowannus, Fort Hamilton and Bath turnpike company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of Cayuga and Onondaga, praying for the incorporation of a company to construct a bridge across the Seneca river, reported a bill, entitled "An act to incorporate the Seneca bridge company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, by the unanimous consent of the House, reported a bill, entitled "An act for the better security of mechanics and others, erecting buildings in the city of Troy;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ruggles, from the committee on the militia and the public defence, to which was referred the bill entitled "An act to amend title first of chapter tenth of part first of the Revised Statutes," reported, that the committee had had the said bill under consideration, and were unanimously of the opinion that it is inexpedient to legislate upon the subject.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. McKnight, from the committee on public lands, to which was referred the bill entitled "An act for the relief of John Hadcock," reported, that the committee had examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.

Mr. M'Keon, from the committee on colleges, academies and common schools, to which was referred the petition of sundry inhabitants of the county of Delaware, praying for the incorporation of the Delaware Literary and Religious Institute, reported a bill, entitled "An act to incorporate the trustees of the Delaware literary and religious institute;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the petition of sundry inhabitants of the county of Rensselaer, praying for the incorporation of a select and classical school in the town of Stephentown in said county, reported a bill, entitled "An act to incorporate the Stephentown select and classical school;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the petition of William James McNevin and others, praying for the incorporation of the Nyack College, reported a bill, entitled "An act to incorporate the Nyack college;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the petition of sundry inhabitants of the town of Paris in the county of Oneida, praying for the incorporation of a fire company in the village of Saquoit in said town, reported a bill, entitled "An act to incorporate the Saquoit Fulton fire company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Robertson, from the select committee to which was referred the bill entitled "An act to incorporate the president, directors and stockholders of the Dover Iron company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Snyder, from the select committee to which was referred the engrossed bill entitled "An act to incorporate the Westchester whaling company," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree

with the committee in their said report, and it was determined in the affirmative.

Mr. McKnight, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to amend an act entitled 'An act authorising the supervisors of the county of Jefferson to sell and convey the poor-house lot and establishment in said county, and for other purposes,' passed January 25, 1833," reported, that the committee had examined the said bill, and see no reason why the same should not be passed into a law, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Wait, from the select committee to which was referred the bill entitled "An act to authorise the superintendents of the poor of the county of Chenango to sell part of their poor farm, and to purchase other lands," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Palmer, from the select committee to which was referred the bill entitled "An act to incorporate the Geneva and Tonawanda rail-road company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Palmer, from the select committee to which was referred the bill entitled "An act in relation to highways in the village of Potsdam," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Palmer, from the select committee to which was referred the bill entitled "An act to incorporate the Payne bridge company," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Emmons, from the select committee to which was referred the bill entitled "An act to loan money to the county of Erie," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Ruggles, from the select committee to which was referred the bill entitled "An act to authorise the inhabitants of the town of Florence in the county of Oneida, to pay a bounty for the destruction of bears in said town," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Ruggles, from the select committee to which was referred the bill entitled "An act to revive the act entitled 'An act to incorporate the Bath and Crooked lake rail-road company,' and to amend the same," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Strong, from the select committee to which was referred the bill entitled "An act to make school district number one in the town of Salina, a permanent school district," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Robertson, from the select committee to which was referred the bill entitled "An act to amend section one hundred and fifty-ninth of article ninth, title second, chapter seventeenth of the first part of the Revised Statutes, so as to extend the benefit of said article ninth, so far as relates to the inspection of sole leather, to the county of Onondaga," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Robertson, from the select committee to which was referred the bill entitled "An act to amend title fifth, chapter third of the second part of the Revised Statutes, entitled 'Of the proof and recording of conveyances of real estate, and the cancelling of mortgages,'" reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

## TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to change the name of John Swartout Smith Duvall."

Also the bill entitled "An act for the relief of Holmes Hutchinson."

W. L. MARCY.

*Albany, April 1, 1834.*

A message from the Senate was read, informing that they have passed the bill entitled "An act for the relief of the New-York institution for the instruction of the deaf and dumb, and for other purposes," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read, and concurred in,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Hall	Mr. Phelps
Mr. Anthony	Mr. Harris	Mr. Robertson
Mr. Archibald	Mr. Hasbrouck	Mr. O. Robinson
Mr. Arnold	Mr. Healy	Mr. J. P. Robinson
Mr. Bartle	Mr. Herttell	Mr. Ruggles
Mr. Beardslee	Mr. Hough	Mr. Schermerhorn
Mr. Browne	Mr. Humphrey	Mr. Sears
Mr. Brown	Mr. Hunt	Mr. Shays
Mr. Bull	Mr. Ingalls	Mr. Smith
Mr. Butrick	Mr. Jackson	Mr. Spafard
Mr. Campbell	Mr. Johnson	Mr. Speaker
Mr. Cash	Mr. Jones	Mr. Staats
Mr. Church	Mr. Kingman	Mr. Stafford
Mr. Clark	Mr. Lewis	Mr. Stevenson
Mr. Clary	Mr. Livingston	Mr. Stone
Mr. Coe	Mr. Mabbett	Mr. Strong
Mr. Conklin	Mr. Marvin	Mr. Terry
Mr. Crosby	Mr. M'Keon	Mr. Thomson
Mr. Culver	Mr. M'Knight	Mr. Titus
Mr. Cuykendall	Mr. Mersereau	Mr. Todd
Mr. Dana	Mr. Mitchell	Mr. Wait
Mr. Dusenbury	Mr. Morrell	Mr. Ward
Mr. Ellithorp	Mr. Morris	Mr. West
Mr. Emmons	Mr. Myers	Mr. Wheaton
Mr. Fleming	Mr. Nichols	Mr. Wheeler
Mr. Fowler	Mr. Orr	Mr. Whipple
Mr. Gardner	Mr. Osborne	Mr. Willes
Mr. Gordon	Mr. Palmer	Mr. Williams
Mr. Grinnell	Mr. A. J. Parker	Mr. Winfield
Mr. Groom	Mr. J. H. Parker	Mr. Wright
Mr. Guinnip	Mr. Parkhurst	Mr. Younglove
Mr. Haight	Mr. Patterson	Mr. Young

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*Ordered,* That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act relating to the collection of taxes in the towns of Putnam and Dresden in the county of Washington;" the engrossed bill entitled "An act to change the name of the Associate Reformed congregation of Union church at New-Shawangunk, and for other purposes;" the engrossed bill entitled "An act to amend article second of title eighth of the twentieth chapter of the first part of the Revised Statutes;" the engrossed bill entitled "An act for the further relief of the Eye Infirmary of the city of New-York;" the engrossed bill

entitled "An act to amend an act entitled 'An act to incorporate the Washington marine insurance company of the city of New-York,' passed April 27th, 1833;" and the engrossed bill entitled "An act to incorporate the Greenwich insurance company," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

Mr. Hall, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to amend the act entitled 'An act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes,' passed April 2d, 1829," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 69 }  
{ NAYS 26 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Herttell	Mr. Ringgold
Mr. Archibald	Mr. Hough	Mr. Robertson
Mr. Beardslee	Mr. Humphrey	Mr. O. Robinson
Mr. Bockoven	Mr. Ingalls	Mr. Shays
Mr. Bogardus	Mr. Jackson	Mr. Smith
Mr. Bowne	Mr. Jones	Mr. Snyder
Mr. Campbell	Mr. Kernan	Mr. Speaker
Mr. Cash	Mr. Kingman	Mr. Staats
Mr. Church	Mr. Lewis	Mr. Stafford
Mr. Clark	Mr. Livingston	Mr. Stevenson
Mr. Clary	Mr. Mabbett	Mr. Stone
Mr. Coe	Mr. Marvin	Mr. Terry
Mr. Crosby	Mr. M'Keon	Mr. Titus
Mr. Dana	Mr. M'Knight	Mr. Todd
Mr. Dusenbury	Mr. Mersereau	Mr. Wait
Mr. Ellithorp	Mr. Morrell	Mr. Ward
Mr. Emmons	Mr. Morris	Mr. West
Mr. Fowler	Mr. Myers	Mr. Wheaton
Mr. Grinnell	Mr. Osborne	Mr. Wheeler
Mr. Haight	Mr. A. J. Parker	Mr. Willes
Mr. Hall	Mr. Parkhurst	Mr. Williams
Mr. Hasbrouck	Mr. Patterson	Mr. Wright
Mr. Healy	Mr. Phelps	Mr. Young

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Those who voted in the negative are



Mr. Angel	Mr. Fleming	Mr. J. P. Robinson
Mr. Bartle	Mr. Gardner	Mr. Ruggles
Mr. Brown	Mr. Gordon	Mr. Schermerhorn
Mr. Bull	Mr. Hunt	Mr. Spafard
Mr. Case	Mr. Nichols	Mr. Strong
Mr. Chamberlin	Mr. Orr	Mr. Thomson
Mr. Conklin	Mr. Palmer	Mr. Whipple
Mr. Cuykendall	Mr. I. S. Parker	Mr. Younglove
Mr. Enos	Mr. J. H. Parker	

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Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend an act entitled 'An act for the relief of the town of Rye,'" and the engrossed bill entitled "An act for the relief of William Buell," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to amend an act entitled 'An act for the relief of the town of Rye,'" was read the third time.

*Resolved,* That the bill do pass.

The said engrossed bill, entitled "An act for the relief of William Buell," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 08 }

Those who voted in the affirmative are

Mr. Angel	Mr. Hall	Mr. Phelps
Mr. Anthony	Mr. Hasbrouck	Mr. Ringgold
Mr. Archibald	Mr. Healy	Mr. O. Robinson
Mr. Bartle	Mr. Herttell	Mr. J. P. Robinson
Mr. Beardslee	Mr. Hough	Mr. Ruggles
Mr. Bockoven	Mr. Humphrey	Mr. Schermerhorn
Mr. Bowne	Mr. Hunt	Mr. Shays
Mr. Brown	Mr. Ingalls	Mr. Smith
Mr. Bull	Mr. Jackson	Mr. Snyder
Mr. Butrick	Mr. Johnson	Mr. Spafard
Mr. Campbell	Mr. Jones	Mr. Speaker
Mr. Case	Mr. Kernan	Mr. Staats
Mr. Cash	Mr. Kingman	Mr. Stafford
Mr. Chamberlin	Mr. Lewis	Mr. Stevenson
Mr. Church	Mr. Livingston	Mr. Stone
Mr. Clark	Mr. Mabbett	Mr. Strong
Mr. Clary	Mr. Marvin	Mr. Terry
Mr. Coe	Mr. M'Keon	Mr. Thomson
Mr. Conklin	Mr. M'Knight	Mr. Titus

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Mr. Culver	Mr. Mersereau	Mr. Todd
Mr. Cuykendall	Mr. Mitchell	Mr. Wait
Mr. Dana	Mr. Morrell	Mr. West
Mr. Dusenbury	Mr. Morris	Mr. Wheaton
Mr. Ellithorp	Mr. Myers	Mr. Wheeler
Mr. Emmons	Mr. Nichols	Mr. Whipple
Mr. Fowler	Mr. Orr	Mr. Willes
Mr. Gardner	Mr. Osborne	Mr. Williams
Mr. Gordon	Mr. Palmer	Mr. Winfield
Mr. Grinnell	Mr. A. J. Parker	Mr. Wright
Mr. Groom	Mr. I. S. Parker	Mr. Yeungflove
Mr. Haight	Mr. J. H. Parker	Mr. Young

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Those who voted in the negative are:

Mr. Crosby	Mr. Harris	Mr. Robertson
Mr. Enos	Mr. Parkhurst	Mr. Ward
Mr. Fleming	Mr. Patterson	

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

On motion of Mr. Haight,

*Resolved*, That the Clerk of this House prepare and cause to be printed for the use of the members of this House, printed lists of the general orders, similar to those prepared for the Senate by the Clerk thereof.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to loan the credit of this State to the people thereof;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned till four o'clock this afternoon.

#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to loan the credit of this State to the people thereof;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read.

Mr. Speaker put the question whether the House would agree with the committee of the whole in their report as amended, and it was determined in the affirmative.

{ AYES 89 }  
 { NAYS 12 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Anthony	Mr. Hall	Mr. Ringgold
Mr. Archibald	Mr. Hasbrouck	Mr. O. Robinson
Mr. Bartle	Mr. Healy	Mr. J. P. Robinson
Mr. Beardslee	Mr. Herttel	Mr. Ruggles
Mr. Bockoven	Mr. Hough	Mr. Schermerhorn
Mr. Bogardus	Mr. Humphrey	Mr. Shays
Mr. Bowne	Mr. Ingalls	Mr. Smith
Mr. Brown	Mr. Jackson	Mr. Snyder
Mr. Bull	Mr. Johnson	Mr. Spafard
Mr. Butrick	Mr. Jones	Mr. Speaker
Mr. Campbell	Mr. Kernan	Mr. Staats
Mr. Case	Mr. Kingman	Mr. Stafford
Mr. Church	Mr. Livingston	Mr. Stevenson
Mr. Coe	Mr. Mabbett	Mr. Stone
Mr. Conklin	Mr. Marvin	Mr. Strong
Mr. Crosby	Mr. M'Keon	Mr. Terry
Mr. Culver	Mr. M'Knight	Mr. Thomson
Mr. Cuykendall	Mr. Mersereau	Mr. Titus
Mr. Dusenbury	Mr. Morrell	Mr. Todd
Mr. Dyer	Mr. Morris	Mr. Wait
Mr. Ellithorp	Mr. Myers	Mr. West
Mr. Enos	Mr. Myrick	Mr. Wheaton
Mr. Fowler	Mr. Nichols	Mr. Wheeler
Mr. Gardner	Mr. Orr	Mr. Willes
Mr. Germant	Mr. Osborne	Mr. Williams
Mr. Gordon	Mr. Palmer	Mr. Winfield
Mr. Grinnell	Mr. A. J. Parker	Mr. Wright
Mr. Groom	Mr. I. S. Parker	Mr. Younglove
Mr. Guinnip	Mr. J. H. Parker	Mr. Young
Mr. Haight	Mr. Phelps	

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Those who voted in the negative are

Mr. Clary	Mr. Fox	Mr. Patterson
Mr. Dana	Mr. Grover	Mr. Robertson
Mr. Emmons	Mr. Lewis	Mr. Ward
Mr. Fleming	Mr. Parkhurst	Mr. Whipple

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*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act in relation to certain banks;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without

amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of E. Smith Sweet;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Wright, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to annex a part of the town of Conhocton to the town of Dansville in the county of Steuben;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Wright, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend the act entitled 'An act of courts held by justices of the peace;' and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Wright, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

And then the House adjourned until ten o'clock to-morrow morning.

## THURSDAY, APRIL 3, 1834.

The House met pursuant to adjournment.

The memorial of the executive committee appointed by a convention of delegates from the several counties in the Holland purchase, against the repeal of the law taxing the debts of non-residents, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Herkimer, praying for the passage of an act authorising the location of a road

from Fort-Plain to Richfield, was read, and committed to the committee of the whole when on the bill upon that subject.

The petition of Philip Church, praying for the passage of an act releasing him from a certain judgment in favor of the people of this State, was read, and referred to the committee on grievances.

The petition of Elizabeth Byrnes, an alien, praying for the passage of an act authorising her to hold and convey real estate, was read, and referred to the committee on the petitions of aliens.

The petition of sundry inhabitants of the village of Williamsburgh in the county of Kings, praying for the passage of an act allowing justices of the peace and officers of said village the same fees as are now allowed the officers in the village of Brooklyn in said county, was read, and referred to the committee on the incorporation of cities and villages.

Mr. Osborne, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act relative to grand jurors in the county of Albany;" the bill entitled "An act to repeal the seventeenth section of the act entitled 'An act relative to the finances of this State, and the duties of the comptroller and the commissioners of the canal fund,' passed April 26th, 1831;" the bill entitled "An act to incorporate the Volunteer fire company in the village of Waterford;" the bill entitled "An act to incorporate the Rockaway association;" the bill entitled "An act authorising the trustees of the town of Glenville to receive commutation for certain quit rents;" the bill entitled "An act to confirm the incorporation and increase the powers of the Lockport manufacturing company;" the bill entitled "An act concerning town officers in the several towns in this State;" the bill entitled "An act to revive the act entitled 'An act to vest certain powers in the freeholders and inhabitants of the village of Lewiston in the county of Niagara,' passed April 17th, 1822;" the bill entitled "An act to take from the town of Canadice part of the territory thereof, and annex the same to the town of Richmond in the county of Ontario;" and the bill entitled "An act to authorise Peter L. Minor to erect a dam and lock upon Ransom's creek in the town of Amherst, Erie county."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act relative to grand jurors in the county of Albany," be referred to a select committee, consisting of Mr. Staats, Mr. Williams and Mr. Livingston; that the bill entitled "An act to repeal the seventeenth section of the act entitled 'An act relative to the finances of this State, and the duties of the comptroller and the commissioners of the canal fund,' passed April 26th, 1831," be referred to a select committee, consisting of Mr. Humphrey, Mr. Marvin and Mr. Clary; that the bill entitled "An act to incorporate

the Volunteer fire company in the village of Waterford," be referred to a select committee, consisting of Mr. Marvin, Mr. Todd and Mr. Ellithorp; that the bill entitled "An act to incorporate the Rockaway association," be referred to a select committee, consisting of Mr. Brasher, Mr. Jackson and Mr. Morris; that the bill entitled "An act authorising the trustees of the town of Glenville to receive commutation for certain quit rents," be referred to a select committee, consisting of Mr. Schermerhorn, Mr. Beardslee and Mr. Bostwick; that the bill entitled "An act to confirm the incorporation and increase the powers of the Lockport manufacturing company," be referred to a select committee, consisting of Mr. Haight, Mr. Stone and Mr. Fleming; that the bill entitled "An act concerning town officers in the several towns in this State," be referred to a select committee, consisting of Mr. Bowne, Mr. Ingalls and Mr. Mitchell; that the bill entitled "An act to revive the act entitled 'An act to vest certain powers in the freeholders and inhabitants of the village of Lewiston in the county of Niagara,' passed April 17th, 1822," be referred to a select committee, consisting of Mr. Fleming, Mr. Ward and Mr. West; that the bill entitled "An act to take from the town of Canadice part of the territory thereof, and annex the same to the town of Richmond in the county of Ontario," be referred to a select committee, consisting of Mr. Mitchell, Mr. Younglove and Mr. Grover; and that the bill entitled "An act to authorise Peter L. Minor to erect a dam and lock upon Ransom's creek in the town of Amherst, Erie county," be referred to a select committee, consisting of Mr. Emmons, Mr. Robertson and Mr. Guinnip, to be by the said committees severally reported complete.

Mr. Humphrey, from the committee on canals and internal improvements, to which was referred the report of the Canal Board on the petition of sundry inhabitants of the village of Ithaca in the county of Tompkins, reported the following resolution:

*Resolved*, (if the Senate concur,) That the Canal Commissioners be directed to make a particular survey and examination of the inlet of the Cayuga lake at the village of Ithaca, and that they report to the next Legislature as to the expediency of removing the obstruction occasioned by the bar at the mouth of the said inlet, and otherwise improving the navigation thereof, and also of adopting the said inlet as an appendage to the Erie canal, and establishing a collector's office at the village of Ithaca.

*Ordered*, That the said resolution be laid upon the table.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Wayne, praying for a repeal of the law incorporating the Montezuma Turnpike Road Company, reported a bill, entitled "An act to repeal so much of the act entitled 'An act to incorporate the Montezuma turnpike and bridge company,' passed March 31st, 1815, and an act to amend the same, passed April 2d, 1819, as relates to the turnpike leading from Palmyra to Elbridge, except the bridge and causeway or roads over the Seneca river

and marshes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Jacob Van Dorn, praying remuneration for damages alleged to have been sustained in consequence of the construction of the dam across the Schoharie creek in the county of Montgomery, by order of the Canal Commissioners, reported the following resolution:

*Resolved*, That the prayer of the petitioner, Jacob Van Dorn, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the petition of William Jackson, praying for damages alleged to have been sustained in consequence of a break in the Erie canal, reported the following resolution:

*Resolved*, That the prayer of the petitioner, William Jackson, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Henry James and others, praying compensation for injuries alleged to have been sustained in consequence of the erection of the dam across the Hudson river, reported, recommending that a section be added to the bill entitled "An act for the relief of Elizabeth Scott."

*Ordered*, That the said report be committed to a committee of the whole house.

Mr. Gordon, from the select committee to which was referred the bill entitled "An act to incorporate the Binghamton and Harpersville turnpike road company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Marvin, from the select committee to which was referred the bill entitled "An act to incorporate the Volunteer fire company in the village of Waterford," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Schermerhorn, from the select committee to which was referred the bill entitled "An act authorising the trustees of the town of Glenville to receive commutation for certain quit rents," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Stevenson, from the select committee to which was referred the bill entitled "An act to incorporate the village of Binghamton," reported, that the committee had gone through the said bill, made

amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Humphrey, from the select committee to which was referred the bill entitled "An act to repeal the seventeenth section of the act entitled 'An act relative to the finances of this State, and the duties of the comptroller and the commissioners of the canal fund,' passed April 26th, 1831," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Bowne, from the select committee to which was referred the bill entitled "An act concerning town officers in the several towns in this State," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Lewis, from the select committee to which was referred the bill entitled "An act to incorporate the Buffalo and Geneva railroad company," reported, that the committee had gone through the said bill, made amendments thereto, altered the title to "An act to incorporate the Tonnewanta and Buffalo rail-road company," and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

A message from the Senate was read, informing that they have passed the bill entitled "An act to amend an act entitled 'An act concerning the practice of physic and surgery in this State,' passed April 7th, 1830," without amendment.

*Ordered*, That the clerk deliver the said bill to the Governor.

The Senate sent for concurrence, a bill entitled "An act to enable the mayor, aldermen and commonalty of the city of New-York to raise money by tax."

The said bill was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. McKeon made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the motion of Mr. McKeon, and it was determined in the affirmative.

The Senate returned the bill entitled "An act for the relief of the New-York institution for the instruction of the deaf and dumb, and for other purposes."

*Ordered*, That the clerk deliver the said bill to the Governor.

Mr. Morris, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to authorise the superintendents of the poor of the county of Chenango to sell part of their poor farm, and to purchase other lands;" the engrossed bill entitled "An act to make school district number one in the town of Salina, a permanent school district;" the engrossed



bill entitled "An act to annex a part of the town of Cohocton to the town of Dansville in the county of Steuben;" the engrossed bill entitled "An act for the relief of E. Smith Sweet;" the engrossed bill entitled "An act to incorporate the Payne bridge company;" the engrossed bill entitled "An act to revive the act entitled 'An act to incorporate the Bath and Crooked lake rail-road company,' and to amend the same;" the engrossed bill entitled "An act in relation to highways in the village of Potsdam;" the engrossed bill entitled "An act to incorporate the Schenectady and Saratoga insurance company;" the engrossed bill entitled "An act to amend section one hundred and fifty-ninth of article ninth, title second, chapter seventeenth of the first part of the Revised Statutes, so as to extend the benefit of said article ninth, so far as relates to the inspection of sole leather, to the county of Onondaga;" the engrossed bill entitled "An act to incorporate the village of Fulton," and the engrossed bill entitled "An act to incorporate the Geneva and Buffalo rail-road company," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

The Senate sent for concurrence, a bill entitled "An act to extend and continue the charter of the Utica cotton manufacturing company;" a bill entitled "An act to incorporate the Buffalo burial ground association;" and a bill entitled "An act authorising the board of supervisors of the county of Rensselaer to raise money, for the purpose of paying a balance due for building a bridge in the town of Scaghticoke in said county."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act to extend and continue the charter of the Utica cotton manufacturing company," was referred to a select committee, consisting of the members attending this House from the county of Oneida; the bill entitled "An act to incorporate the Buffalo burial ground association," was referred to a select committee, consisting of the members attending this House from the county of Erie; and the bill entitled "An act authorising the board of supervisors of the county of Rensselaer to raise money, for the purpose of paying a balance due for building a bridge in the town of Scaghticoke in said county," was referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, severally to consider and report thereon.

A message from the Senate was read, informing that they have rejected the bill entitled "An act for the relief of Wiley Nichols."

A message from the Senate was read, informing that they have passed the bill entitled "An act authorising the clerk of Delaware county to transcribe a docket of common pleas judgments in his office," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

The Senate returned the bill entitled "An act providing for the payment of the compensation due to Walter Cornell deceased, late a member of the assembly," with a copy of a resolution, in the words following, to wit:

*Resolved*, That in the opinion of the Senate, the votes of two-thirds of all the members elected to both branches of the Legislature, are required to pass the same into a law.

*Ordered*, That the said bill be laid upon the table.

A message from the Senate was read, informing that they have passed the bill entitled "An act authorising the comptroller to loan money to the treasurer of the county of Chautauque," with the amendment therewith delivered.

The said bill and amendment were read; and the amendment having been again read, and concurred in,

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendment to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act for the relief of the Prince-street orphan asylum," without amendment.

*Ordered*, That the clerk deliver the said bill to the Governor.

The engrossed bill entitled "An act to amend an act entitled 'An act to incorporate the Washington marine insurance company of the city of New-York,' passed 27th April, 1833," was read the third time.

Thereupon,

The said bill being amended by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Haight	Mr. Phelps
Mr. Anthony	Mr. Hall	Mr. Ringgold
Mr. Arnold	Mr. Harris	Mr. Robertson
Mr. Barnes	Mr. Healy	Mr. O. Robinson
Mr. Bartle	Mr. Hone	Mr. J. P. Robinson
Mr. Bockoven	Mr. Hough	Mr. Ruggles
Mr. Campbell	Mr. Humphrey	Mr. Schermerhorn
Mr. Cargill	Mr. Hunt	Mr. Shays
Mr. Case	Mr. Ingalls	Mr. Smith
Mr. Chamberlin	Mr. Johnson	Mr. Snyder
Mr. Church	Mr. Jones	Mr. Spafard
Mr. Clark	Mr. Kingman	Mr. Speaker
Mr. Clary	Mr. Lewis	Mr. Stafford

Mr. Coe	Mr. Livingston	Mr. Stevenson
Mr. Conklin	Mr. Mabbett	Mr. Stone
Mr. Crosby	Mr. M'Keon	Mr. Strong
Mr. Culver	Mr. M'Knight	Mr. Sumner
Mr. Cuykendall	Mr. Mersereau	Mr. Terry
Mr. Dana	Mr. Morris	Mr. Thomson
Mr. Degrauw	Mr. Myers	Mr. Titus
Mr. Dusenbury	Mr. Myrick	Mr. Wait
Mr. Dyer	Mr. Orr	Mr. Ward
Mr. Ellithorp	Mr. Osborne	Mr. West
Mr. Enos	Mr. Palmer	Mr. Wheaton
Mr. Fleming	Mr. A. J. Parker	Mr. Whipple
Mr. Fowler	Mr. I. S. Parker	Mr. Willes
Mr. Fox	Mr. J. H. Parker	Mr. Winfield
Mr. Gardner	Mr. Parkhurst	Mr. Younglove
Mr. Gordon	Mr. Patterson	Mr. Young
Mr. Grover		

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The engrossed bill entitled "An act to incorporate the Greenwich insurance company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Haight	Mr. Phelps
Mr. Archibald	Mr. Hall	Mr. Ringgold
Mr. Arnold	Mr. Harris	Mr. Robertson
Mr. Bartle	Mr. Hasbrouck	Mr. O. Robinson
Mr. Beardslee	Mr. Healy	Mr. J. P. Robinson
Mr. Bockoven	Mr. Herttell	Mr. Ruggles
Mr. Bowne	Mr. Hough	Mr. Schermerhorn
Mr. Brown	Mr. Humphrey	Mr. Shays
Mr. Butrick	Mr. Hunt	Mr. Snyder
Mr. Campbell	Mr. Ingalls	Mr. Spafard
Mr. Cargill	Mr. Johnson	Mr. Speaker
Mr. Case	Mr. Jones	Mr. Stafford
Mr. Chamberlin	Mr. Kernan	Mr. Stevenson
Mr. Church	Mr. Kingman	Mr. Stone
Mr. Clark	Mr. Lewis	Mr. Strong
Mr. Clary	Mr. Livingston	Mr. Sumner
Mr. Coe	Mr. Mabbett	Mr. Terry
Mr. Conklin	Mr. M'Keon	Mr. Thomson
Mr. Crosby	Mr. M'Knight	Mr. Titus
Mr. Culver	Mr. Mersereau	Mr. Todd
Mr. Cuykendall	Mr. Morrell	Mr. Wait

Mr. Dana	Mr. Morris	Mr. Ward
Mr. Degrauw	Mr. Myers	Mr. West
Mr. Dusenbury	Mr. Myrick	Mr. Wheaton
Mr. Dyer	Mr. Nichols	Mr. Whipple
Mr. Emmons	Mr. Orr	Mr. Williams
Mr. Fowler	Mr. Osborne	Mr. Winfield
Mr. Fox	Mr. Palmer	Mr. Wright
Mr. Gardner	Mr. I. S. Parker	Mr. Younglove
Mr. Gordon	Mr. Patterson	Mr. Young
Mr. Grover		

The engrossed bill entitled "An act to incorporate the New-Paltz and Liberty turnpike road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 95 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. I. S. Parker
Mr. Angel	Mr. Gordon	Mr. Patterson
Mr. Anthony	Mr. Groom	Mr. Phelps
Mr. Archibald	Mr. Grover	Mr. Ringgold
Mr. Arnold	Mr. Haight	Mr. Robertson
Mr. Bartle	Mr. Hall	Mr. O. Robinson
Mr. Beardslee	Mr. Harris	Mr. J. P. Robinson
Mr. Bockoven	Mr. Hasbrouck	Mr. Ruggles
Mr. Bowne	Mr. Healy	Mr. Schermerhorn
Mr. Brasher	Mr. Herttell	Mr. Shays
Mr. Brown	Mr. Hough	Mr. Smith
Mr. Bull	Mr. Humphrey	Mr. Snyder
Mr. Butrick	Mr. Hunt	Mr. Spafard
Mr. Campbell	Mr. Ingalls	Mr. Speaker
Mr. Cargill	Mr. Johnson	Mr. Stafford
Mr. Case	Mr. Jones	Mr. Stevenson
Mr. Chamberlin	Mr. Kernan	Mr. Stone
Mr. Church	Mr. Kingman	Mr. Strong
Mr. Clark	Mr. Lewis	Mr. Terry
Mr. Clary	Mr. Livingston	Mr. Thomson
Mr. Conklin	Mr. Mabbett	Mr. Titus
Mr. Crosby	Mr. M'Knight	Mr. Todd
Mr. Culver	Mr. Mersereau	Mr. Ward
Mr. Cuykendall	Mr. Morrell	Mr. West
Mr. Dana	Mr. Morris	Mr. Wheaton
Mr. Degrauw	Mr. Myers	Mr. Wheeler
Mr. Dusenbury	Mr. Myrick	Mr. Williams
Mr. Dyer	Mr. Nichols	Mr. Winfield

Mr. Emmons  
Mr. Enos  
Mr. Fowler  
Mr. Gardner

Mr. Orr  
Mr. Osborne  
Mr. Palmer  
Mr. A. J. Parker

Mr. Wright  
Mr. Younglove  
Mr. Young

95

The engrossed bill entitled "An act for the further relief of the Eye Infirmary of the city of New-York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 92 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson  
Mr. Angel  
Mr. Anthony  
Mr. Archibald  
Mr. Bartle  
Mr. Beardslee  
Mr. Bockoven  
Mr. Brasher  
Mr. Brown  
Mr. Butrick  
Mr. Campbell  
Mr. Case  
Mr. Chamberlin  
Mr. Church  
Mr. Clark  
Mr. Clary  
Mr. Coe  
Mr. Conklin  
Mr. Crosby  
Mr. Culver  
Mr. Cuykendall  
Mr. Dana  
Mr. Degrauw  
Mr. Dusenbury  
Mr. Dyer  
Mr. Emmons  
Mr. Fleming  
Mr. Fowler  
Mr. Gardner  
Mr. Germond  
Mr. Gordon

Mr. Groom  
Mr. Grover  
Mr. Haight  
Mr. Hall  
Mr. Harris  
Mr. Hasbrouck  
Mr. Healy  
Mr. Herttell  
Mr. Hough  
Mr. Humphrey  
Mr. Hunt  
Mr. Ingalls  
Mr. Johnson  
Mr. Jones  
Mr. Kernan  
Mr. Kingman  
Mr. Lewis  
Mr. Livingston  
Mr. Mabbett  
Mr. M'Knight  
Mr. Mersereau  
Mr. Morrell  
Mr. Morris  
Mr. Myers  
Mr. Myrick  
Mr. Nichols  
Mr. Osborne  
Mr. Palmer  
Mr. A. J. Parker  
Mr. I. S. Parker  
Mr. J. H. Parker

Mr. Patterson  
Mr. Ringgold  
Mr. Robertson  
Mr. O. Robinson  
Mr. J. P. Robinson  
Mr. Ruggles  
Mr. Schermerhorn  
Mr. Shays  
Mr. Smith  
Mr. Snyder  
Mr. Spafard  
Mr. Speaker  
Mr. Stafford  
Mr. Stevenson  
Mr. Stone  
Mr. Strong  
Mr. Sumner  
Mr. Terry  
Mr. Thomson  
Mr. Titus  
Mr. Todd  
Mr. Wait  
Mr. West  
Mr. Wheaton  
Mr. Wheeler  
Mr. Williams  
Mr. Winfield  
Mr. Wright  
Mr. Younglove  
Mr. Young

92

The engrossed bill entitled "An act to change the name of the Associate Reformed congregation of Union church at New-Shawangunk, and for other purposes," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Haight	Mr. Ringgold
Mr. Angel	Mr. Hall	Mr. Robertson
Mr. Anthony	Mr. Harris	Mr. O. Robinson
Mr. Archibald	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Arnold	Mr. Healy	Mr. Ruggles
Mr. Bartle	Mr. Herttell	Mr. Schermerhorn
Mr. Beardslee	Mr. Hone	Mr. Shays
Mr. Bockoven	Mr. Humphrey	Mr. Smith
Mr. Bogardus	Mr. Hunt	Mr. Snyder
Mr. Brasher	Mr. Ingalls	Mr. Spafard
Mr. Brown	Mr. Jackson	Mr. Speaker
Mr. Campbell	Mr. Johnson	Mr. Staats
Mr. Case	Mr. Jones	Mr. Stafford
Mr. Chamberlin	Mr. Kernan	Mr. Stevenson
Mr. Church	Mr. Lewis	Mr. Stone
Mr. Clark	Mr. Mabbett	Mr. Strong
Mr. Clary	Mr. Marvin	Mr. Sumner
Mr. Coe	Mr. M'Knight	Mr. Thomson
Mr. Conklin	Mr. Mersereau	Mr. Titus
Mr. Crosby	Mr. Morrell	Mr. Todd
Mr. Culver	Mr. Morris	Mr. Wait
Mr. Cuykendall	Mr. Myers	Mr. Ward
Mr. Dana	Mr. Myrick	Mr. West
Mr. Degrauw	Mr. Nichols	Mr. Wheaton
Mr. Dusenbury	Mr. Orr	Mr. Wheeler
Mr. Dyer	Mr. Osborne	Mr. Whipple
Mr. Ellithorp	Mr. Palmer	Mr. Williams
Mr. Fleming	Mr. A. J. Parker	Mr. Winfield
Mr. Fowler	Mr. I. S. Parker	Mr. Wright
Mr. Gardner	Mr. Patterson	Mr. Younglove
Mr. Gordon	Mr. Phelps	Mr. Young
Mr. Groom		

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The engrossed bill entitled "An act relating to the collection of taxes in the towns of Putnam and Dresden in the county of Washington," was read the third time.

*Resolved,* That the bill do pass.

*Ordered,* That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to amend an act entitled 'An act authorising the supervisors of the county of

Jefferson to sell and convey the poor-house lot and establishment in said county, and for other purposes,' passed January 25, 1833," with the engrossed amendments, was read the third time.

*Resolved*, That the bill and amendments do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to loan the credit of this State to the people thereof," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative.

{ AYES 98 }  
{ NAYS 12 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. J. H. Parker
Mr. Angel	Mr. Groom	Mr. Phelps
Mr. Anthony	Mr. Guinnip	Mr. Ringgold
Mr. Archibald	Mr. Haight	Mr. O. Robinson
Mr. Arnold	Mr. Hall	Mr. J. P. Robinson
Mr. Barnes	Mr. Hasbrouck	Mr. Ruggles
Mr. Bartle	Mr. Healy	Mr. Schermerhorn
Mr. Beardslee	Mr. Herttell	Mr. Shays
Mr. Bockoven	Mr. Hone	Mr. Smith
Mr. Bowne	Mr. Hough	Mr. Snyder
Mr. Brasher	Mr. Humphrey	Mr. Spafard
Mr. Brown	Mr. Hunt	Mr. Speaker
Mr. Butrick	Mr. Ingalls	Mr. Staats
Mr. Campbell	Mr. Johnson	Mr. Stafford
Mr. Cargill	Mr. Jones	Mr. Stevenson
Mr. Case	Mr. Kernan	Mr. Stone
Mr. Chamberlin	Mr. Kingman	Mr. Strong
Mr. Church	Mr. Livingston	Mr. Sumner
Mr. Clark	Mr. Mabbett	Mr. Terry
Mr. Coe	Mr. Marvin	Mr. Thomson
Mr. Conklin	Mr. M'Keon	Mr. Titus
Mr. Crosby	Mr. M'Knight	Mr. Todd
Mr. Culver	Mr. Mersereau	Mr. Wait
Mr. Cuykendall	Mr. Morrell	Mr. West
Mr. Degrauw	Mr. Morris	Mr. Wheaton
Mr. Dusenbury	Mr. Myers	Mr. Wheeler
Mr. Dyer	Mr. Myrick	Mr. Willes

Mr. Ellithorp	Mr. Nichols	Mr. Williams
Mr. Enos	Mr. Orr	Mr. Winfield
Mr. Fowler	Mr. Osborne	Mr. Wright
Mr. Gardner	Mr. Palmer	Mr. Younglove
Mr. Germond	Mr. A. J. Parker	Mr. Young
Mr. Gordon	Mr. I. S. Parker	

98

Those who voted in the negative are

Mr. Clary	Mr. Fox	Mr. Patterson
Mr. Dana	Mr. Harris	Mr. Robertson
Mr. Emmons	Mr. Lewis	Mr. Ward
Mr. Fleming	Mr. Parkhurst	Mr. Whipple

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to incorporate the Westchester whaling company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 03 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fleming	Mr. I. S. Parker
Mr. Angel	Mr. Gardner	Mr. J. H. Parker
Mr. Anthony	Mr. Germond	Mr. Patterson
Mr. Archibald	Mr. Gordon	Mr. Phelps
Mr. Arnold	Mr. Grinnell	Mr. Ringgold
Mr. Barnes	Mr. Groom	Mr. Robertson
Mr. Bartle	Mr. Guinnip	Mr. O. Robinson
Mr. Beardslee	Mr. Haight	Mr. J. P. Robinson
Mr. Bockoven	Mr. Hall	Mr. Ruggles
Mr. Bogardus	Mr. Harris	Mr. Schermerhorn
Mr. Bowne	Mr. Hasbrouck	Mr. Shays
Mr. Brasher	Mr. Healy	Mr. Smith
Mr. Brown	Mr. Hone	Mr. Snyder
Mr. Bull	Mr. Hough	Mr. Spafard
Mr. Butrick	Mr. Humphrey	Mr. Speaker
Mr. Campbell	Mr. Hunt	Mr. Staats
Mr. Cargill	Mr. Ingalls	Mr. Stafford
Mr. Case	Mr. Jones	Mr. Stevenson
Mr. Chamberlin	Mr. Kernan	Mr. Stone
Mr. Clark	Mr. Kingman	Mr. Sumner
Mr. Clary	Mr. Mabbett	Mr. Terry
Mr. Coe	Mr. Marvin	Mr. Thomson
Mr. Conklin	Mr. M'Keon	Mr. Titus



Mr. Crosby	Mr. M'Knight	Mr. Todd
Mr. Culver	Mr. Morrell	Mr. Ward
Mr. Cuykendall	Mr. Morris	Mr. West
Mr. Degrauw	Mr. Orr	Mr. Whipple
Mr. Dusenbury	Mr. Osborne	Mr. Winfield
Mr. Dyer	Mr. Palmer	Mr. Wright
Mr. Ellithorp	Mr. A. J. Parker	Mr. Young
Mr. Enos		

91

Those who voted in the negative are

Mr. Dana	Mr. Myers	Mr. Younglove	3
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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

Mr. Morris, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend title fifth, chapter third, part second of the Revised Statutes, entitled 'Of the proof and recording of conveyances of real estate, and the cancelling of mortgages,'" and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

The engrossed bill entitled "An act to incorporate the Kingston turnpike and rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 101 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Germond	Mr. Patterson
Mr. Anthony	Mr. Gordon	Mr. Phelps
Mr. Archibald	Mr. Grinnell	Mr. Ringgold
Mr. Arnold	Mr. Grover	Mr. Robertson
Mr. Barnes	Mr. Guinnip	Mr. J. P. Robinson
Mr. Bartle	Mr. Haight	Mr. Ruggles
Mr. Beardslee	Mr. Hall	Mr. Schermerhorn
Mr. Bockoven	Mr. Harris	Mr. Shays
Mr. Bogardus	Mr. Healy	Mr. Smith
Mr. Bowne	Mr. Hone	Mr. Snyder
Mr. Brasher	Mr. Hough	Mr. Spafard
Mr. Brown	Mr. Humphrey	Mr. Speaker
Mr. Bull	Mr. Hunt	Mr. Staats
Mr. Butrick	Mr. Ingalls	Mr. Stafford
Mr. Campbell	Mr. Johnson	Mr. Stevenson
Mr. Cargill	Mr. Jones	Mr. Stone

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Mr. Case	Mr. Kernan	Mr. Strong
Mr. Chamberlin	Mr. Kingman	Mr. Sumner
Mr. Church	Mr. Livingston	Mr. Terry
Mr. Clark	Mr. Mabbett	Mr. Thomson
Mr. Coe	Mr. M'Keon	Mr. Titus
Mr. Conklin	Mr. M'Knight	Mr. Todd
Mr. Crosby	Mr. Mersereau	Mr. Wait
Mr. Culver	Mr. Morrell	Mr. Ward
Mr. Cuykendall	Mr. Morris	Mr. West
Mr. Dana	Mr. Myers	Mr. Wheeler
Mr. Degrauw	Mr. Myrick	Mr. Whipple
Mr. Dusenbury	Mr. Nichols	Mr. Willes
Mr. Dyer	Mr. Orr	Mr. Williams
Mr. Ellithorp	Mr. Osborne	Mr. Winfield
Mr. Emmens	Mr. Palmer	Mr. Wright
Mr. Enos	Mr. A. J. Parker	Mr. Younglove
Mr. Fleming	Mr. I. S. Parker	Mr. Young
Mr. Gardner	Mr. Parkhurst	

101

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act for the relief of Levi Platt," was read the third time.

Debates were had thereon; and the question being put whether the House would agree to the final passage of the said bill, it was determined in the affirmative.

{ AYES 96 }  
{ NAYS 64 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Angel	Mr. Grinnell	Mr. J. H. Parker
Mr. Anthony	Mr. Groom	Mr. Parkhurst
Mr. Archibald	Mr. Grover	Mr. Patterson
Mr. Arnold	Mr. Guinnip	Mr. Phelps
Mr. Barnes	Mr. Haight	Mr. Robertson
Mr. Bartle	Mr. Hall	Mr. O. Robinson
Mr. Beardslee	Mr. Harris	Mr. J. P. Robinson
Mr. Bockoven	Mr. Hasbrouck	Mr. Ruggles
Mr. Bogardus	Mr. Healy	Mr. Schermerhorn
Mr. Brasher	Mr. Hough	Mr. Shays
Mr. Bull	Mr. Hunt	Mr. Smith
Mr. Butrick	Mr. Ingalls	Mr. Snyder
Mr. Campbell	Mr. Johnson	Mr. Spafard
Mr. Cargill	Mr. Jones	Mr. Speaker
Mr. Case	Mr. Kernan	Mr. Staats
Mr. Chamberlin	Mr. Kingman	Mr. Stafford
Mr. Clark	Mr. Lewis	Mr. Strong

Mr. Clary	Mr. Livingston	Mr. Sumner
Mr. Coe	Mr. Mabbett	Mr. Terry
Mr. Conklin	Mr. Marvin	Mr. Titus
Mr. Crosby	Mr. M'Knight	Mr. Todd
Mr. Culver	Mr. Mersereau	Mr. Wait
Mr. Cuykendall	Mr. Morrell	Mr. Ward
Mr. Dana	Mr. Morris	Mr. West
Mr. Dyer	Mr. Myers	Mr. Wheeler
Mr. Ellithorp	Mr. Myrick	Mr. Whipple
Mr. Emmons	Mr. Nichols	Mr. Willes
Mr. Enos	Mr. Orr	Mr. Williams
Mr. Fleming	Mr. Osborne	Mr. Winfield
Mr. Gardner	Mr. Palmer	Mr. Wright
Mr. Germond	Mr. A. J. Parker	Mr. Younglove
Mr. Gordon	Mr. L. S. Parker	Mr. Young

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Those who voted in the negative are

Mr. Bowne	Mr. Stevenson	Mr. Thomson
Mr. Humphrey		

4

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same without amendment.

Mr. Morris, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend an act entitled 'An act of courts held by justices of the peace;'" the engrossed bill entitled "An act to authorise the inhabitants of the town of Florence in the county of Oneida, to pay a bounty for the destruction of bears;" and the engrossed bill entitled "An act to loan money to the county of Erie," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to amend an act entitled 'An act of courts held by justices of the peace,'" was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to authorise the inhabitants of the town of Florence in the county of Oneida, to pay a bounty for the destruction of bears," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to loan money to the county of Erie," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Morris, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act in relation to certain banks," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

Mr. Degrauw, from the committee on engrossed bills, reported,

that the committee have examined the engrossed bill entitled "An act to incorporate the president, directors and stockholders of the Dover iron company," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 98 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. I. S. Parker
Mr. Angel	Mr. Gordon	Mr. Patterson
Mr. Anthony	Mr. Grinnell	Mr. Phelps
Mr. Archibald	Mr. Groom	Mr. Robertson
Mr. Arnold	Mr. Haight	Mr. O. Robinson
Mr. Bartle	Mr. Hall	Mr. J. P. Robinson
Mr. Beardslee	Mr. Harris	Mr. Ruggles
Mr. Bockoven	Mr. Healy	Mr. Shays
Mr. Bowne	Mr. Hone	Mr. Smith
Mr. Brasher	Mr. Hough	Mr. Snyder
Mr. Brown	Mr. Humphrey	Mr. Spafard
Mr. Bull	Mr. Hunt	Mr. Speaker
Mr. Butrick	Mr. Ingalls	Mr. Staats
Mr. Campbell	Mr. Johnson	Mr. Stafford
Mr. Cargill	Mr. Jones	Mr. Stevenson
Mr. Case	Mr. Kernan	Mr. Stone
Mr. Chamberlin	Mr. Kingman	Mr. Strong
Mr. Church	Mr. Lewis	Mr. Sumner
Mr. Clark	Mr. Livingston	Mr. Terry
Mr. Clary	Mr. Mabbett	Mr. Thomson
Mr. Coe	Mr. Marvin	Mr. Titus
Mr. Conklin	Mr. M'Keon	Mr. Todd
Mr. Crosby	Mr. M'Knight	Mr. Wait
Mr. Culver	Mr. Mersereau	Mr. Ward
Mr. Dana	Mr. Morrell	Mr. West
Mr. Degrauw	Mr. Morris	Mr. Wheaton
Mr. Dusenbury	Mr. Myers	Mr. Wheeler
Mr. Dyer	Mr. Myrick	Mr. Whipple
Mr. Ellithorp	Mr. Nichols	Mr. Williams
Mr. Enos	Mr. Orr	Mr. Wright
Mr. Fleming	Mr. Osborne	Mr. Younglove
Mr. Fowler	Mr. Palmer	Mr. Young
Mr. Gardner	Mr. A. J. Parker	

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act for the relief of the New-York institution for the instruction of the deaf and dumb."

Also the bill entitled "An act to amend an act entitled 'An act concerning the practice of physic and surgery in this State,' passed April 7th, 1830."

W. L. MARCY.

*Albany, April 3, 1834.*

Mr. Orr offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the vote on the act to amend the act for the benefit of the creditors of certain monied incorporations, be reconsidered.

*Ordered*, That the said resolution be laid upon the table.

Mr. Strong offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the committee on canals and internal improvements be instructed to inquire into the expediency of increasing the salary of the acting Canal Commissioners.

*Ordered*, That the said resolution be laid upon the table.

Mr. Morris offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, (if the Senate concur,) That the eighth joint rule of the Senate and Assembly be suspended, for the purpose of considering a bill in the Assembly, entitled "An act in relation to certain banks."

*Ordered*, That the said resolution be laid upon the table.

And then the House adjourned till four o'clock this afternoon,

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### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then resolved itself into a committee of the whole, on the engrossed bill from the Senate, entitled "An act relative to the salaries of the chancellor and justices of the supreme court and circuit judges;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bull, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the engrossed bill from the Senate, entitled "An act directing the application of an appropriation heretofore made to aid in the erec-

tion of a church at the quarantine ground, Staten island;" the bill entitled "An act authorising parties and persons interested in suits at law, to be examined as witnesses;" and the bill entitled "An act to amend title third of article first of chapter second of part fourth of the Revised Statutes, of trials before courts of special sessions;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Fleming, from the said committee, reported, that the committee had made some progress in the said bills, but not having had time to go through the same, had risen, and directed their chairman to report the same to the House, and ask for leave to sit again.

Thereupon,

For want of a quorum, Mr. Speaker adjourned the House till ten o'clock to-morrow morning.

## FRIDAY, APRIL 4, 1834.

The House met pursuant to adjournment.

The proceedings of, and sundry resolutions adopted at, a meeting of sundry inhabitants of the county of Essex, relative to a total repeal of the law abolishing imprisonment for debt, were read, and committed to the committee of the whole when on the bill to which it relates.

The remonstrance of sundry inhabitants of the county of Albany, against the erection of an additional toll-gate on the Albany and Schenectady turnpike road, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the towns of Canton and New-Lebanon, praying for an alteration of the lines of said towns, was read, and referred to the committee on the erection and division of towns and counties.

The petition of sundry inhabitants of the county of Oswego, praying for the passage of an act authorising the survey of a ship or steam-boat canal from the city of Albany to Oswego, and for other purposes, was read, and referred to a select committee, consisting of Mr. O. Robinson, Mr. Shays and Mr. Humphrey.

*Ordered*, That the usual number of copies of the said petition be printed for the use of the Legislature.

[*See Document No. 367.*]

The petition of sundry inhabitants of the county of Hamilton, praying for the passage of an act authorising the continuation of the Cedar point road, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Two several petitions of sundry inhabitants of the county of Ulster, praying for the passage of an act amending the act incorporating the Saugerties and Woodstock Turnpike Company, were read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of sundry inhabitants of the village of Lansingburgh, praying for an amendment of the act incorporating said village, was read, and referred to the committee on the incorporation of cities and villages.

The petition of sundry inhabitants of the county of Chenango, praying for an amendment of the law regulating the election of justices of the peace, was read, and committed to the committee of the whole when on the bill to which it relates.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the several petitions of inhabitants of the counties of Delaware and Otsego, for a State road from the Hudson river to the Chenango valley and Owego, reported; and asked leave to introduce a bill.

[See Document No. 363.]

*Ordered*, That leave be given to bring in such bill.

Mr. Angel, according to leave, brought in the said bill, entitled "An act directing a survey of a McAdam road from the Chenango valley to the Hudson river;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the engrossed bill from the Senate, entitled "An act authorising the board of supervisors of the county of Rensselaer to raise money, for the purpose of paying a balance due for building a bridge in the town of Scaghticoke in said county," reported, that the committee had examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Stevenson, from the committee on canals and internal improvements, to which was referred the petition of William Gibbs and Daniel Earll junior, praying remuneration for damages alleged to have been sustained in consequence of the diverting of water from their mill on the Skaneateles outlet, for the purpose of supplying the Jordan level on the Erie canal, reported the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Robertson, from the committee on claims, to which was re-

ferred the petition of John Shiland, reported; and offered the following resolution:

[See Document No. 362.]

*Resolved*, That the prayer of the petitioner ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Mitchell, from the committee on Indian affairs, on the petition of sundry chiefs and warriors of the Seneca nation of Indians residing on the Cattaraugus reservation, and of sundry citizens residing in the vicinity of the said reservation, reported; and asked leave to introduce a bill.

[See Document No. 365.]

*Ordered*, That leave be given to bring in such bill.

Mr. Mitchell, according to leave, brought in the said bill, entitled "An act to amend the act entitled 'An act relative to the different tribes and nations of Indians within this State,' passed April 10th, 1813;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Myers, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to continue in force an act entitled 'An act to amend an act to prevent horse-racing, and for other purposes,' passed March 30th, 1821;" the bill entitled "An act for the relief of Truman Dewey and John Hutchinson of the county of Erie;" the bill entitled "An act to appoint commissioners to lay out a road from the town of Bleecker to the town of Stratford in the county of Montgomery;" the bill entitled "An act to amend article fourth of title first of chapter sixteenth of part first of the Revised Statutes, entitled 'Of the laying out of public and private roads, and of the alteration or discontinuance thereof;" the bill entitled "An act to prevent the destruction of ducks in the Cayuga lake and outlet;" the bill entitled "An act to authorise the removal of the gun-house in the village of Manlius;" the bill entitled "An act to incorporate the Roman Catholic orphan asylum in the village of Brooklyn, county of Kings;" and the bill entitled "An act to change the time of holding the court of common pleas in the county of Broome."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to continue in force an act entitled 'An act to



amend an act to prevent horse-racing, and for other purposes,' passed March 30th, 1821;" the bill entitled "An act for the relief of Truman Dewey and John Hutchinson of the county of Erie," and the bill entitled "An act to appoint commissioners to lay out a road from the town of Bleecker to the town of Stratford in the county of Montgomery," be referred to a select committee, consisting of Mr. Humphrey, Mr. Ruggles and Mr. Wheaton: that the bill entitled "An act to amend article fourth of title first of chapter sixteenth of part first of the Revised Statutes, entitled 'Of the laying out of public and private roads, and of the alteration or discontinuance thereof;'" the bill entitled "An act to prevent the destruction of ducks in the Cayuga lake and outlet," and the bill entitled "An act to authorise the removal of the gun-house in the village of Manlius," be referred to a select committee, consisting of Mr. Staats, Mr. Temple and Mr. J. P. Robinson: and that the bill entitled "An act to incorporate the Roman Catholic orphan asylum in the village of Brooklyn, county of Kings," and the bill entitled "An act to change the time of holding the court of common pleas in the county of Broome," be referred to a select committee, consisting of Mr. Haight, Mr. Mitchell and Mr. Clark, to be by the said committees severally reported complete.

Mr. Shays, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to extend and continue the charter of the Utica cotton manufacturing company," reported, that the committee have had the same under consideration; that the petitioners set forth in their petition, that they were incorporated under the name and style of the Utica Cotton Manufacturing Company, in 1811, for the purpose of manufacturing cotton goods; that they have been since, and are now, in full operation, doing business under that charter; that said charter will expire on the eighth day of the present month, and they ask for a renewal of their privileges: The committee are of opinion that the prayer of the petitioners is reasonable, and ought to be granted, and recommend the passage of the bill.

Thereupon,

Mr. Humphrey made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the motion of Mr. Humphrey, and it was determined in the affirmative.

Mr. Ruggles, from the committee of conference on the part of this House, on the amendment to the bill entitled "An act authorising the supervisors of the counties of Lewis and Orleans to raise the bounty for the destruction of wolves," which is the subject of disagreement between the two Houses, reported, that the committee had conferred with the committee on the part of the Senate, and that the said committees had failed to agree in relation to the amendment to the said bill.

Mr. Humphrey, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to continue in force an act entitled 'An act to amend an act to prevent horse-

rating, and for other purposes,' passed March 30th, 1821," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Jackson, from the select committee to which was referred the bill entitled "An act to incorporate the Rockaway association," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to incorporate the Roman Catholic orphan asylum in the village of Brooklyn, county of Kings," and the bill entitled "An act to change the time of holding the court of common pleas in the county of Broome," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

Mr. Hone, from the select committee to which was referred the bill entitled "An act to appoint commissioners to lay out a road from the head of the Crooked lake in the county of Steuben, to the village of Angelica in the county of Allegany;" the bill entitled "An act to confirm the title of Obadiah Sands to certain lands;" the bill entitled "An act to authorise Jacob and Peter Murphy to raise and maintain their dam across the Schoharie creek in the town of Fulton," and the bill entitled "An act for the relief of the late board of health of the town of Greece in the county of Monroe," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

Mr. Humphrey, from the select committee to which was referred the bill entitled "An act for the relief of Truman Dewey and John Hutchinson of the county of Erie," and the bill entitled "An act to appoint commissioners to lay out a road from the town of Bleecker to the town of Stratford in the county of Montgomery," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

Mr. Emmons, from the select committee to which was referred the bill entitled "An act to authorise Peter L. Minor to erect a dam and lock upon Ransom's creek in the town of Amherst, Erie county," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Fleming, from the select committee to which was referred

the bill entitled "An act to revive the act entitled 'An act to vest certain powers in the freeholders and inhabitants of the village of Lewiston in the county of Niagara,' passed April 17th, 1822," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Grover, from the select committee to which was referred the bill entitled "An act to take from the town of Canadice part of the territory thereof, and annex the same to the town of Richmond in the county of Ontario," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Staats, from the select committee to which was referred the bill entitled "An act relative to grand jurors in the county of Albany," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Staats, from the select committee to which was referred the bill entitled "An act to amend article fourth of title first of chapter sixteenth of part first of the Revised Statutes, entitled 'Of the laying out of public and private roads, and of the alteration or discontinuance thereof,'" reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to confirm the incorporation and increase the powers of the Lockport manufacturing company," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the city of Brooklyn," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	111	}
{	NAYS	01	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. I. S. Parker
Mr. Angel	Mr. Grinnell	Mr. J. H. Parker
Mr. Anthony	Mr. Groom	Mr. Parkhurst
Mr. Archibald	Mr. Grover	Mr. Patterson
Mr. Arnold	Mr. Guinnip	Mr. Phelps
Mr. Barnes	Mr. Haight	Mr. Ringgold
Mr. Bartle	Mr. Hall	Mr. Robertson
Mr. Bockoven	Mr. Harris	Mr. O. Robinson
Mr. Bogardus	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Bowne	Mr. Healy	Mr. Ruggles
Mr. Brasher	Mr. Herttell	Mr. Schermerhorn
Mr. Brown	Mr. Hone	Mr. Sears
Mr. Bull	Mr. Humphrey	Mr. Shays
Mr. Butrick	Mr. Hunt	Mr. Smith
Mr. Campbell	Mr. Ingalls	Mr. Snyder
Mr. Cargill	Mr. Jackson	Mr. Spafard
Mr. Case	Mr. Johnson	Mr. Speaker
Mr. Cash	Mr. Jones	Mr. Staats
Mr. Chamberlin	Mr. Kernan	Mr. Stafford
Mr. Church	Mr. Kingman	Mr. Stevenson
Mr. Clark	Mr. Lewis	Mr. Stone
Mr. Coe	Mr. Livingston	Mr. Strong
Mr. Conklin	Mr. Mabbett	Mr. Sumner
Mr. Collin	Mr. Marvin	Mr. Terry
Mr. Culver	Mr. M'Knight	Mr. Thomson
Mr. Dana	Mr. Mersereau	Mr. Todd
Mr. Degrauw	Mr. Mitchell	Mr. Wait
Mr. Dusenbury	Mr. Morehouse	Mr. Ward
Mr. Dyer	Mr. Morrell	Mr. Wheaton
Mr. Ellithorp	Mr. Morris	Mr. Wheeler
Mr. Emmons	Mr. Myers	Mr. Whipple
Mr. Enos	Mr. Myrick	Mr. Willes
Mr. Fleming	Mr. Nichols	Mr. Williams
Mr. Fowler	Mr. Orr	Mr. Winfield
Mr. Fox	Mr. Osborne	Mr. Wright
Mr. Gardner	Mr. Palmer	Mr. Younglove
Mr. Germond	Mr. A. J. Parker	Mr. Young

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Those who voted in the negative are

Mr. Titus

1

*Ordered,* That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

The engrossed bill from the Senate, entitled "An act to extend and continue the charter of the Utica cotton manufacturing company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Gordon	Mr. Parkhurst
Mr. Archibald	Mr. Groom	Mr. Patterson
Mr. Arnold	Mr. Grover	Mr. Phelps
Mr. Bartle	Mr. Guinnip	Mr. Robertson
Mr. Beardslee	Mr. Haight	Mr. O. Robinson
Mr. Bockoven	Mr. Hall	Mr. J. P. Robinson
Mr. Bowne	Mr. Harris	Mr. Ruggles
Mr. Bull	Mr. Healy	Mr. Schermerhorn
Mr. Butrick	Mr. Humphrey	Mr. Shays
Mr. Campbell	Mr. Ingalls	Mr. Smith
Mr. Cargill	Mr. Jackson	Mr. Snyder
Mr. Case	Mr. Johnson	Mr. Spafard
Mr. Cash	Mr. Jones	Mr. Speaker
Mr. Chamberlin	Mr. Kernan	Mr. Staats
Mr. Church	Mr. Kingman	Mr. Stafford
Mr. Clark	Mr. Lewis	Mr. Stevenson
Mr. Clary	Mr. Livingston	Mr. Stone
Mr. Coe	Mr. Mabbett	Mr. Strong
Mr. Conklin	Mr. M'Keon	Mr. Sumner
Mr. Collin	Mr. M'Knight	Mr. Terry
Mr. Crosby	Mr. Mersereau	Mr. Thomson
Mr. Cuykendall	Mr. Mitchell	Mr. Titus
Mr. Dana	Mr. Morrell	Mr. Ward
Mr. Degrauw	Mr. Morris	Mr. West
Mr. Dusenbury	Mr. Myers	Mr. Wheaton
Mr. Dyer	Mr. Myrick	Mr. Wheeler
Mr. Ellithorp	Mr. Nichols	Mr. Whipple
Mr. Emmons	Mr. Osborne	Mr. Willes
Mr. Enos	Mr. Palmer	Mr. Williams
Mr. Fowler	Mr. A. J. Parker	Mr. Winfield
Mr. Fox	Mr. I. S. Parker	Mr. Younglove
Mr. Gardner	Mr. J. H. Parker	Mr. Young

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The engrossed bill from the Senate, entitled "An act 'to enable the mayor, aldermen and commonalty of the city of New-York to raise money by tax," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act to continue in force an act entitled 'An act to amend an act to prevent horse-racing, and for other purposes,' passed March 30th, 1821," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act for the relief of Henry Hill and others," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bills to the Senate, and

inform them that this House have passed the same severally without amendment.

*Ordered*, That the engrossed bill entitled "An act to incorporate the Saratoga and Washington rail-road company," be recommitted to a select committee, consisting of Mr. Morris, Mr. Marvin and Mr. Wheeler, to consider and report thereon.

The engrossed bill entitled "An act for the relief of E. Smith Sweet," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act providing for the payment of the compensation due to Walter Cornell deceased, late a member of the assembly," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 98 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. J. H. Parker
Mr. Anthony	Mr. Fox	Mr. Parkhurst
Mr. Barnes	Mr. Germond	Mr. Phelps
Mr. Bartle	Mr. Gordon	Mr. Robertson
Mr. Beardslee	Mr. Grinnell	Mr. Ruggles
Mr. Bockoven	Mr. Groom	Mr. Schermerhorn
Mr. Bogardus	Mr. Grover	Mr. Shays
Mr. Bowne	Mr. Guinnip	Mr. Smith
Mr. Brown	Mr. Haight	Mr. Snyder
Mr. Bull	Mr. Hall	Mr. Spafard
Mr. Butrick	Mr. Harris	Mr. Speaker
Mr. Campbell	Mr. Healy	Mr. Staats
Mr. Cargill	Mr. Humphrey	Mr. Stafford
Mr. Case	Mr. Ingalls	Mr. Stevenson
Mr. Cash	Mr. Jackson	Mr. Stone
Mr. Chamberlin	Mr. Johnson	Mr. Strong
Mr. Church	Mr. Jones	Mr. Sumner
Mr. Clark	Mr. Kernan	Mr. Terry
Mr. Clary	Mr. Kingman	Mr. Thomson
Mr. Coe	Mr. Lewis	Mr. Titus
Mr. Conklin	Mr. Livingston	Mr. Todd
Mr. Collin	Mr. Mabbett	Mr. Wait
Mr. Crosby	Mr. M'Keon	Mr. Ward
Mr. Culver	Mr. M'Knight	Mr. West
Mr. Cuykendall	Mr. Mersereau	Mr. Wheaton
Mr. Dana	Mr. Morrell	Mr. Whipple
Mr. Degrauw	Mr. Myers	Mr. Willes
Mr. Dusenbury	Mr. Myrick	Mr. Williams
Mr. Dyer	Mr. Nichols	Mr. Winfield

Mr. Ellithorp  
Mr. Emmons  
Mr. Enos  
Mr. Fleming

Mr. Osborne  
Mr. Palmer  
Mr. A. J. Parker  
Mr. I. S. Parker

Mr. Wright  
Mr. Younglove  
Mr. Young

98

The engrossed bill entitled "An act to amend article second of title eighth of the twentieth chapter of the first part of the Revised Statutes," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to revive the act entitled 'An act to incorporate the Bath and Crooked lake rail-road company,' and to amend the same," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony  
Mr. Archibald  
Mr. Bartle  
Mr. Beardslee  
Mr. Bockoven  
Mr. Bogardus  
Mr. Bowne  
Mr. Brown  
Mr. Campbell  
Mr. Cargill  
Mr. Case  
Mr. Cash  
Mr. Chamberlin  
Mr. Clark  
Mr. Clary  
Mr. Coe  
Mr. Conklin  
Mr. Collin  
Mr. Crosby  
Mr. Cuykendall  
Mr. Dana  
Mr. Degrauw  
Mr. Dusenbury  
Mr. Dyer  
Mr. Ellithorp  
Mr. Emmons  
Mr. Enos  
Mr. Fleming  
Mr. Fox  
Mr. Gordon  
Mr. Grinnell

Mr. Groom  
Mr. Grover  
Mr. Haight  
Mr. Hall  
Mr. Harris  
Mr. Healy  
Mr. Humphrey  
Mr. Ingalls  
Mr. Jackson  
Mr. Johnson  
Mr. Jones  
Mr. Kernan  
Mr. Kingman  
Mr. Lewis  
Mr. Livingston  
Mr. Mabbett  
Mr. M'Keon  
Mr. Mersereau  
Mr. Mitchell  
Mr. Morrell  
Mr. Morris  
Mr. Myers  
Mr. Myrick  
Mr. Nichols  
Mr. Osborne  
Mr. Palmer  
Mr. A. J. Parker  
Mr. Parkhurst  
Mr. Patterson  
Mr. Phelps

Mr. Robertson  
Mr. O. Robinson  
Mr. J. P. Robinson  
Mr. Ruggles  
Mr. Schermerhorn  
Mr. Shays  
Mr. Smith  
Mr. Snyder  
Mr. Spafard  
Mr. Speaker  
Mr. Staats  
Mr. Stafford  
Mr. Stevenson  
Mr. Stone  
Mr. Strong  
Mr. Sumner  
Mr. Terry  
Mr. Thomson  
Mr. Titus  
Mr. Wait  
Mr. Ward  
Mr. West  
Mr. Wheaton  
Mr. Whipple  
Mr. Willes  
Mr. Williams  
Mr. Winfield  
Mr. Wright  
Mr. Younglove  
Mr. Young

91

The engrossed bill entitled "An act in relation to highways in the village of Potsdam," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to authorise the superintendents of the poor of the county of Chenango to sell part of their poor farm, and to purchase other lands," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to make school district number one in the town of Salina, a permanent school district," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to incorporate the Payne bridge company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 92 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Fox	Mr. Palmer
Mr. Arnold	Mr. Gardner	Mr. J. H. Parker
Mr. Barnes	Mr. Germond	Mr. Patterson
Mr. Bartle	Mr. Gordon	Mr. Phelps
Mr. Beardslee	Mr. Grinnell	Mr. Ringgold
Mr. Bockoven	Mr. Groom	Mr. Robertson
Mr. Bogardus	Mr. Haight	Mr. O. Robinson
Mr. Bowne	Mr. Hall	Mr. J. P. Robinson
Mr. Brasher	Mr. Harris	Mr. Schermerhorn
Mr. Brown	Mr. Healy	Mr. Smith
Mr. Bull	Mr. Hone	Mr. Snyder
Mr. Butrick	Mr. Humphrey	Mr. Spafard
Mr. Campbell	Mr. Hunt	Mr. Speaker
Mr. Cargill	Mr. Jackson	Mr. Staats
Mr. Cash	Mr. Johnson	Mr. Stafford
Mr. Chamberlin	Mr. Jones	Mr. Stevenson
Mr. Church	Mr. Kernan	Mr. Stone
Mr. Clark	Mr. Kingman	Mr. Sumner
Mr. Clary	Mr. Lewis	Mr. Terry
Mr. Coe	Mr. Livingston	Mr. Thomson
Mr. Conklin	Mr. Mabbett	Mr. Titus
Mr. Culver	Mr. Marvin	Mr. Todd
Mr. Dana	Mr. M'Knight	Mr. Wait
Mr. Degrauw	Mr. Mersereau	Mr. Ward
Mr. Dusenbury	Mr. Mitchell	Mr. Whipple
Mr. Dyer	Mr. Morehouse	Mr. Willes
Mr. Ellithorp	Mr. Morrell	Mr. Winfield
Mr. Emmons	Mr. Morris	Mr. Wright



Mr. Enos  
Mr. Fleming  
Mr. Fowler

Mr. Myers  
Mr. Nichols  
Mr. Osborne

Mr. Younglove  
Mr. Young

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The engrossed bill entitled "An act to annex a part of the town of Cohocton to the town of Dansville in the county of Steuben," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to amend section one hundred and fifty-ninth of article ninth, title second, chapter seventeenth of the first part of the Revised Statutes, so as to extend the benefit of said article ninth, so far as relates to the inspection of sole leather, to the county of Onondaga," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act concerning the town officers in the several towns in this State;" the engrossed bill entitled "An act authorising the trustees of the town of Glenville to receive commutation for certain quit rents;" the engrossed bill entitled "An act to repeal the seventeenth section of the act entitled 'An act relative to the finances of this State, and the duties of the comptroller and the commissioners of the canal fund,' passed April 26th, 1831;" and the engrossed bill entitled "An act to incorporate the Volunteer fire company in the village of Waterford," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act concerning the town officers in the several towns in this State," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act authorising the trustees of the town of Glenville to receive commutation for certain quit rents," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to repeal the seventeenth section of the act entitled 'An act relative to the finances of this State, and the duties of the comptroller and the commissioners of the canal fund,' passed April 26th, 1831," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to incorporate the Volunteer fire company in the village of Waterford," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
{ NAYS 01 }

## Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. J. H. Parker
Mr. Anthony	Mr. Groom	Mr. Parkhurst
Mr. Archibald	Mr. Grover	Mr. Patterson
Mr. Arnold	Mr. Guinnip	Mr. Phelps
Mr. Bartle	Mr. Haight	Mr. Ringgold
Mr. Beardslee	Mr. Hall	Mr. Robertson
Mr. Bockoven	Mr. Harris	Mr. Ruggles
Mr. Bogardus	Mr. Healy	Mr. Schermerhorn
Mr. Bowne	Mr. Humphrey	Mr. Shays
Mr. Bull	Mr. Hunt	Mr. Smith
Mr. Butrick	Mr. Ingalls	Mr. Snyder
Mr. Campbell	Mr. Jackson	Mr. Spafard
Mr. Cargill	Mr. Johnson	Mr. Speaker
Mr. Case	Mr. Jones	Mr. Staats
Mr. Cash	Mr. Kingman	Mr. Stafford
Mr. Chamberlin	Mr. Lewis	Mr. Stone
Mr. Church	Mr. Livingston	Mr. Sumner
Mr. Clark	Mr. Mabbett	Mr. Terry
Mr. Coe	Mr. Marvin	Mr. Thomson
Mr. Collin	Mr. M'Keon	Mr. Titus
Mr. Crosby	Mr. M'Knight	Mr. Todd
Mr. Culver	Mr. Mersereau	Mr. Wait
Mr. Cuykendall	Mr. Mitchell	Mr. Ward
Mr. Dusenbury	Mr. Morrell	Mr. West
Mr. Dyer	Mr. Morris	Mr. Wheeler
Mr. Ellithorp	Mr. Myers	Mr. Whipple
Mr. Emmons	Mr. Myrick	Mr. Willes
Mr. Fleming	Mr. Nichols	Mr. Williams
Mr. Fowler	Mr. Osborne	Mr. Winfield
Mr. Fox	Mr. Palmer	Mr. Wright
Mr. Germond	Mr. A. J. Parker	Mr. Younglove
Mr. Gordon	Mr. I. S. Parker	Mr. Young

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## Those who voted in the negative are

Mr. Clary

1

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the Binghamton and Harpersville turnpike road company," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Beardslee; the same was again read, in the words following, to wit:

*Resolved*, That the prayer of the petitioners for the aid of the State in the construction of the New-York and Erie rail-road, ought not to be granted.

Thereupon,

Mr. Winfield made a motion that the House should agree to amend the said resolution, by striking out all after the word "*Resolved*," and inserting the following:

"That the several petitions of the inhabitants of the southern tier of counties, praying for an appropriation to aid in the construction of the New-York and Erie rail-road, be recommitted to the committee on rail-roads, and they be hereby authorised to report a bill authorising a survey of the route of the contemplated rail-road aforesaid by this State."

Debates were had thereon; and the question being put whether the House would agree to the motion of Mr. Winfield, it was determined in the affirmative.

{ AYES 66 }  
{ NAYS 33 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Arnold	Mr. Gordon	Mr. I. S. Parker
Mr. Bogardus	Mr. Grover	Mr. Parkhurst
Mr. Bowne	Mr. Guinnip	Mr. Patterson
Mr. Bull	Mr. Haight	Mr. Phelps
Mr. Cargill	Mr. Hall	Mr. Ringgold
Mr. Case	Mr. Hasbrouck	Mr. Robertson
Mr. Cash	Mr. Healy	Mr. O. Robinson
Mr. Chamberlin	Mr. Humphrey	Mr. Ruggles
Mr. Church	Mr. Hunt	Mr. Shays
Mr. Clark	Mr. Ingalls	Mr. Spafard
Mr. Coe	Mr. Johnson	Mr. Stafford
Mr. Crosby	Mr. Jones	Mr. Stevenson
Mr. Culver	Mr. Kernan	Mr. Strong
Mr. Dana	Mr. Marvin	Mr. Sumner
Mr. Degrauw	Mr. M'Keon	Mr. Thomson
Mr. Dusenbury	Mr. Mitchell	Mr. Titus
Mr. Dyer	Mr. Morrell	Mr. Wait
Mr. Emmons	Mr. Morris	Mr. West
Mr. Enos	Mr. Myers	Mr. Wheeler
Mr. Fowler	Mr. Myrick	Mr. Whipple
Mr. Fox	Mr. Osborne	Mr. Winfield
Mr. Gardner	Mr. A. J. Parker	Mr. Young

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Those who voted in the negative are

Mr. Anderson	Mr. Ellithorp	Mr. Smith
Mr. Archibald	Mr. Fleming	Mr. Snyder
Mr. Barnes	Mr. Germond	Mr. Speaker
Mr. Beardslee	Mr. Grinnell	Mr. Staats
Mr. Bockoven	Mr. Groom	Mr. Terry

Mr. Brown	Mr. Harris	Mr. Todd
Mr. Butrick	Mr. Jackson	Mr. Wheaton
Mr. Campbell	Mr. Livingston	Mr. Willes
Mr. Clary	Mr. Palmer	Mr. Williams
Mr. Collin	Mr. J. H. Parker	Mr. Wright
Mr. Cuykendall	Mr. Schermerhorn	Mr. Younglove

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Mr. Speaker put the question whether the House would agree to the resolution as amended, and it was determined in the affirmative.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Humphrey; the same was again read, in the words following, to wit:

*Resolved*, (if the Senate concur,) That the senators in Congress from this State be instructed, and the representatives be requested, to use their endeavors to procure the passage of a law authorising the Government of the United States to provide some foreign place, to which persons convicted of felony in the several States may be transported by the sentence of the State courts.

Debates were had upon the said resolution; and the question being put whether the House would agree thereto, it was determined in the affirmative.

{ AYES 72 }  
{ NAYS 26 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Angel	Mr. Germond	Mr. Nichols
Mr. Anthony	Mr. Guinnip	Mr. Osborne
Mr. Beardslee	Mr. Haight	Mr. I. S. Parker
Mr. Brown	Mr. Harris	Mr. J. H. Parker
Mr. Bull	Mr. Healy	Mr. Parkhurst
Mr. Butrick	Mr. Hone	Mr. Patterson
Mr. Campbell	Mr. Hough	Mr. Phelps
Mr. Cargill	Mr. Humphrey	Mr. Ringgold
Mr. Case	Mr. Hunt	Mr. Robertson
Mr. Cash	Mr. Ingalls	Mr. O. Robinson
Mr. Chamberlin	Mr. Jackson	Mr. Ruggles
Mr. Church	Mr. Jones	Mr. Schermerhorn
Mr. Clark	Mr. Kernan	Mr. Shays
Mr. Clary	Mr. Kingman	Mr. Smith
Mr. Coe	Mr. Lewis	Mr. Speaker
Mr. Culver	Mr. Livingston	Mr. Staats
Mr. Dana	Mr. M'Keon	Mr. Stafford
Mr. Degrauw	Mr. M'Knight	Mr. Strong
Mr. Dusenbury	Mr. Mersereau	Mr. Thomson
Mr. Dyer	Mr. Mitchell	Mr. Titus
Mr. Ellithorp	Mr. Morrell	Mr. Todd
Mr. Emmons	Mr. Morris	Mr. Wait
Mr. Enos	Mr. Myers	Mr. West
Mr. Fowler	Mr. Myrick	Mr. Wright

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Those who voted in the negative are,

Mr. Anderson	Mr. Grinnell	Mr. Stevenson
Mr. Arnold	Mr. Groom	Mr. Sumner
Mr. Barnes	Mr. Grover	Mr. Terry
Mr. Bartle	Mr. Hall	Mr. Ward
Mr. Bockoven	Mr. Hasbrouck	Mr. Whipple
Mr. Bogardus	Mr. Palmer	Mr. Willes
Mr. Collin	Mr. J. P. Robinson	Mr. Williams
Mr. Cuykendall	Mr. Snyder	Mr. Younglove
Mr. Gardner	Mr. Spafard	Mr. Young
Mr. Gordon		

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On motion of Mr. McKeon,

*Resolved*, (if the Senate concur,) That the Secretary of State be directed to transmit a copy of the above resolution to the senators and representatives from this State in Congress.

*Ordered*, That the Clerk deliver a copy of the preceding resolutions to the Senate, and request their concurrence in the same.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Strong; the same was again read, in the words following, to wit:

*Resolved*, That the committee on canals and internal improvements be instructed to inquire into the expediency of increasing the salary of the acting Canal Commissioners.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the negative.

*Ordered*, That the bill entitled "An act to incorporate the New-York Methodist mutual benefit society," be recommended to the select committee to which the said bill was committed on the recommendation of the committee appointed in pursuance of the fifty-first rule of this House.

And then the House adjourned till four o'clock this afternoon.

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#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Utica and Syracuse rail-road company;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Emmons, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Jacob H. Failing;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Emmons, from the said committee, reported, that the commit-

tee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Isaac Satterly and others;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Emmons, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

And then the House adjourned until ten o'clock to-morrow morning.

## SATURDAY, APRIL 5, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the village of Eaton in the county of Madison, praying for the passage of an act increasing the compensation of jurors in justices' courts, was read, and referred to the committee on the judiciary.

The remonstrance of sundry inhabitants of the county of Chautauque, against any amendment of the law taxing the debts of non-residents, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of Gloudy Hamilton and others of the county of Broome, praying for the passage of an act incorporating a company to construct and maintain a bridge across the Chenango river, with a remonstrance against the same, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The remonstrance of sundry inhabitants of the city of Albany, against an amendment of the charter of said city, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Ulster, praying for an amendment of the law abolishing imprisonment for debt, was read, and committed to the committee of the whole when on the bill to which it relates.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants

of the county of Hamilton, praying for the continuation of the Cedar point road westward to the inlet of Long lake in the county of Hamilton, reported a bill, entitled "An act providing for the appointment of commissioners to open a road from Cedar point westward to the inlet of Long lake in the county of Hamilton;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. O. Robinson, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the towns of Canaan and New-Lebanon, for an alteration in the division line of said towns, reported a bill, entitled "An act to annex part of the town of Canaan in the county of Columbia, to the town of New-Lebanon;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. M'Keon, from the committee on colleges, academies and common schools, to which was referred the petition of the president of the Academical Association of the village of Waterford, praying for an act of incorporation, reported a bill, entitled "An act to incorporate the Waterford academical association;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Stevenson, from the committee on canals and internal improvements, to which was referred the resolution of the Assembly of the twenty-sixth of February last, relative to the surplus waters of the Hudson and Mohawk rivers belonging to the State, with the report of the Canal Commissioners thereon, reported, that in the opinion of the committee, the resolution ought not to pass.

*Ordered*, That the said resolution be laid upon the table.

Mr. Wheeler, from the select committee to which was referred the bill entitled "An act to incorporate the Saratoga and Washington rail-road company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Staats, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to authorise the removal of the gun-house in the village of Manlius," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Staats, from the select committee to which was referred the bill entitled "An act to prevent the destruction of ducks in the Cayuga lake and outlet," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. J. H. Parker, from the select committee to which was refer-

red the bill entitled "An act to amend the act entitled 'An act to incorporate the village of Syracuse,' and the act amending the same," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Wright, from the select committee to which was referred the bill entitled "An act to incorporate the New-York Methodist mutual benefit society," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

A message from the Senate was read, informing that they have concurred with this House in its amendments to the bill entitled "An act to amend an act entitled 'An act authorising the supervisors of the county of Jefferson to sell and convey the poor-house lot and establishment in said county, and for other purposes,' passed January 25th, 1833," and have amended the same accordingly.

The said amended bill having been examined,

*Ordered,* That the Clerk return the same to the Senate.

A message from the Senate was read, informing that they have passed the bill entitled "An act in relation to the Ogdensburgh and Canton road in the county of St. Lawrence," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered,* That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to vest certain powers in the supreme court commissioner appointed in the county of Westchester, under the act entitled 'An act authorising the appointment of an additional supreme court commissioner in the county of Westchester,' passed April 25th, 1833," without amendment.

*Ordered,* That the clerk deliver the said bill to the Governor.

The Senate returned the bill entitled "An act authorising the comptroller to loan money to the treasurer of the county of Chautauque," and the bill entitled "An act authorising the clerk of Delaware county to transcribe a docket of common pleas judgments in his office."

*Ordered,* That the clerk deliver the said bills to the Governor.

The Senate sent for concurrence, a bill entitled "An act to incorporate the Young Men's association for mutual improvement in the city of Albany."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to a select committee, consisting of the members attending this House from the city and county of Albany.

Mr. Haight made a motion that the House should agree to reconsider its vote on the final passage of the bill entitled "An act for the relief of Henry Hill and others."



Mr. Speaker put the question whether the House would agree to the motion of Mr. Haight, and it was determined in the affirmative.

The said bill was again read the third time.

Thereupon,

The same being amended, by the unanimous consent of the House,

*Resolved*, That the bill do pass.

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendment therewith delivered.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to confirm the incorporation and increase the powers of the Lockport manufacturing company;" the engrossed bill entitled "An act to change the time of holding the court of common pleas in the county of Broome;" the engrossed bill entitled "An act for the relief of Jacob H. Failing;" the engrossed bill entitled "An act to confirm the title of Obadiah Sands to certain lands;" and the engrossed bill entitled "An act to incorporate the Roman Catholic orphan asylum in the village of Brooklyn, county of Kings," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to appoint commissioners to lay out a road from the head of the Crooked lake in the county of Steuben, to the village of Angelica in the county of Allegany;" the engrossed bill entitled "An act for the relief of Truman Dewey and John Hutchinson of the county of Erie;" the engrossed bill entitled "An act relative to grand jurors in the county of Albany;" the engrossed bill entitled "An act to incorporate the Rockaway association;" the engrossed bill entitled "An act to take from the town of Canadice part of the territory thereof, and annex the same to the town of Richmond in the county of Ontario," and the engrossed bill entitled "An act for the relief of the late board of health of the town of Greece in the county of Monroe," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to appoint commissioners to lay out a road from the town of Bleecker to the town of Stratford in the county of Montgomery;" the engrossed bill entitled "An act concerning the village of Lewiston in the county of Niagara;" the engrossed bill entitled "An act to authorise Jacob Van Dorn and Peter Murphy to raise and maintain their dam across the Schoharie creek in the town of Fulton;" the engrossed bill entitled "An act to incorporate the Tonnewanta and Buffalo rail-road company;" the engrossed bill entitled "An act to authorise Peter L. Minor to erect a dam and lock upon Ransom's creek in the town of Amherst, Erie county;" and the engrossed bill entitled "An act to incorporate the village of Binghamton," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by justices of the peace;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act in relation to the public funds;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bartle, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to amend the act entitled 'An act to incorporate the New-York life insurance and trust company;'" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Clary, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the American life insurance and trust company;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Clary, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock on Monday morning next.

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## MONDAY, APRIL 7, 1834.

The House met pursuant to adjournment.

Sundry affidavits relative to the claim of Anthony Rhodes and others, were read, and committed to the committee of the whole when on the bill to which it relates.

The remonstrance of sundry inhabitants of the town of Conquest in the county of Cayuga, against annexing a part of the said town to the town of Cato, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Delaware, praying for the construction of a McAdam road from the Chenango valley to the Hudson river, was read, and committed to the committee of the whole when on the bill to which it relates.

Two several remonstrances of sundry inhabitants of the counties of Chautauque and Erie, against the bill to amend an act entitled

"An act subjecting certain debts due non-residents to taxation," were read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Oswego, praying for the passage of an act directing a survey of a steam-boat canal from the city of Utica to Oswego, was read, and referred to the select committee on that subject, of which Mr. O. Robinson is chairman.

The petition of Asel Wilcox, praying for the passage of an act authorising him to build a dam across Limestone creek in the town of Manlius in the county of Onondaga, was read, and referred to the committee on canals and internal improvements.

The petition of sundry inhabitants of the county of Orleans, praying for the passage of an act authorising the appointment of a Supreme Court commissioner for said county, was read, and referred to the committee on the judiciary.

Mr. Stevenson, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act for the relief of the Stockbridge Indians;" the bill entitled "An act to revive and confirm the act entitled 'An act to incorporate the Manheim bridge company,' and to amend the same;" the bill entitled "An act to incorporate the Erin fraternal benevolent association;" the bill entitled "An act for refunding the surplus monies arising from sales of land by this State;" the bill entitled "An act to authorise the supervisors of the county of Ulster to raise money to build a bridge across the Wal-kill in the town of New-Paltz;" the bill entitled "An act to annex a part of the town of Otto in the county of Cattaraugus, to the town of Ashford in said county;" the bill entitled "An act relating to brokers and stockjobbing;" the bill entitled "An act to incorporate the Trumansburgh academy;" the bill entitled "An act to incorporate the New-Woodstock academy;" and the bill entitled "An act to authorise the trustees of school district number two in the town of Sullivan in the county of Madison, to raise money by tax."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act for the relief of the Stockbridge Indians," be referred to a select committee, consisting of Mr. Haight, Mr. Mitchell and Mr. Clark: that the bill entitled "An act to revive and confirm the act entitled 'An act to incorporate the Manheim bridge company,' and to amend the same;" the bill entitled "An act to incorporate the Erin fraternal benevolent association," and the bill entitled "An act for refunding the surplus monies arising from sales of land by this State," be referred to a select committee, consisting of Mr. Gordon, Mr. Conklin and Mr. Snyder: that the bill entitled

"An act to authorise the supervisors of the county of Ulster to raise money to build a bridge across the Walkill in the town of New-Paltz;" the bill entitled "An act to annex a part of the town of Otto in the county of Cattaraugus, to the town of Ashford in said county," and the bill entitled "An act relating to brokers and stockjobbing," be referred to a select committee, consisting of Mr. Fox, Mr. Palmer and Mr. Barnes: and that the bill entitled "An act to incorporate the Trumansburgh academy;" the bill entitled "An act to incorporate the New-Woodstock academy," and the bill entitled "An act to authorise the trustees of school district number two in the town of Sullivan in the county of Madison, to raise money by tax," be referred to a select committee, consisting of Mr. Beardslee, Mr. Cuykendall and Mr. Mabbett, to be by the said committees severally reported complete.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Zebulon Douglass, reported; and offered the following resolution:

[See Document No. 369.]

*Resolved*, That the prayer of the petitioner, Zebulon Douglass, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Osborne, from the committee on the petitions of aliens, to which was referred the petition of Elizabeth Byrnes, an alien, praying for authority to hold and convey real estate, reported the following resolution:

*Resolved*, That the prayer of Elizabeth Byrnes, a resident alien, praying for the passage of a law authorising her to take, hold and convey real estate, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Beardslee, from the committee on colleges, academies and common schools, to which was referred the petition of the trustees and stockholders of the New-Paltz Academy, for an alteration in their charter, reported a bill, entitled "An act for the relief of the New-Paltz academy;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the committee on colleges, academies and common schools, to which was referred the petition for the incorporation of the Essex County Academy, reported a bill entitled "An act to incorporate the Essex county academy;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the committee on colleges, academies and common schools, to which was referred the petition of sundry inhabitants of the town of Johnstown in the county of Montgomery, praying for the incorporation of an academy at Kingsborough in said town, reported a bill, entitled "An act to incorporate the

Kingsborough academy;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Staats, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Young Men's association for mutual improvement in the city of Albany," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to amend article fourth of title first of chapter sixteenth of the Revised Statutes, entitled 'Of the laying out of public and private roads, and of the alteration or discontinuance thereof;'" the engrossed bill entitled "An act for the relief of Isaac Satterly and others;" the engrossed bill entitled "An act to prevent the destruction of ducks in the Cayuga lake and outlet;" the engrossed bill entitled "An act to incorporate the New-York Methodist mutual benefit society," and the engrossed bill entitled "An act to incorporate the Saratoga and Washington rail-road company," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend the act entitled 'An act to incorporate the village of Syracuse,' and the act amending the same," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act for the relief of the Prince-street orphan asylum."

W. L. MARCY.

*Albany, April 3, 1834.*

A communication from the Commissary-General, was received and read, in the words following, to wit:

COMMISSARY-GENERAL'S OFFICE, }  
New-York, April 4, 1834. }

P. REYNOLDS, Esq.

SIR,

Enclosed I transmit to you the act and papers which were referred to me by the Honorable the Assembly, with my report and opinion, which you will please to place before the Speaker of the House, for his direction.

I am, very respectfully, your obedient servant,  
HENRY ARCULARIUS, Com. Gen.

[See Document No. 368.]

*Ordered*, That the said communication be referred to a select committee, consisting of Mr. Robertson, Mr. Mitchell and Mr. Clary.

Three several messages from the Senate were read, informing that they have passed the bill entitled "An act to amend article seventh, title eighth, chapter twentieth, part first of the Revised Statutes, entitled 'Of the disturbance of religious meetings;'" the bill entitled "An act authorising a change in the name of Nathaniel Cogswell Smith," and the bill entitled "An act to loan money to the county of Erie," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

Two several messages from the Senate were read, informing that they have passed the bill entitled "An act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, to borrow money," and the bill entitled "An act to alter the time of holding the annual meetings of the board of supervisors of the county of Jefferson," severally with the amendments therewith delivered.

The said bills and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bills to the Senate, and inform them that this House have concurred with them in their amendments to the said bills, and amended the same accordingly.

The Senate sent for concurrence, a bill entitled "An act authorising the survey of a canal route from Rochester to Olean," and a bill entitled "An act for the erection of a court-house and jail in the county of Columbia."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act authorising the survey of a canal route from Rochester to Olean," was referred to the committee on canals and internal improvements; and the bill entitled "An act for the erection of a court-house and jail in the county of Columbia," was referred to a select committee, consisting of Mr. Barnes, Mr. Snyder and Mr. Collin, severally to consider and report thereon.

The engrossed bill entitled "An act to incorporate the village of Fulton," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson  
Mr. Angel  
Mr. Anthony

Mr. Gordon  
Mr. Grinnell  
Mr. Groom

Mr. I. S. Parker  
Mr. J. H. Parker  
Mr. Parkhurst

Mr. Archibald	Mr. Grover	Mr. Patterson
Mr. Arnold	Mr. Guinnip	Mr. Robertson
Mr. Barnes	Mr. Haight	Mr. O. Robinson
Mr. Bartle	Mr. Hall	Mr. J. P. Robinson
Mr. Beardslee	Mr. Harris	Mr. Ruggles
Mr. Bockoven	Mr. Hasbrouck	Mr. Sears
Mr. Bogardus	Mr. Healy	Mr. Shays
Mr. Bostwick	Mr. Herttell	Mr. Smith
Mr. Bowne	Mr. Hough	Mr. Snyder
Mr. Brown	Mr. Humphrey	Mr. Speaker
Mr. Butrick	Mr. Hunt	Mr. Staats
Mr. Campbell	Mr. Ingalls	Mr. Stafford
Mr. Cargill	Mr. Johnson	Mr. Stevenson
Mr. Cash	Mr. Jones	Mr. Stone
Mr. Chamberlin	Mr. Kernan	Mr. Strong
Mr. Church	Mr. Kingman	Mr. Sumner
Mr. Clark	Mr. Le Fever	Mr. Temple
Mr. Clary	Mr. Lewis	Mr. Terry
Mr. Coe	Mr. Lockwood	Mr. Titus
Mr. Conklin	Mr. M'Knight	Mr. Wait
Mr. Collin	Mr. Mersereau	Mr. Ward
Mr. Crosby	Mr. Mitchell	Mr. West
Mr. Culver	Mr. Morehouse	Mr. Wheaton
Mr. Dana	Mr. Morrell	Mr. Whipple
Mr. Dyer	Mr. Morris	Mr. Willes
Mr. Ellithorp	Mr. Orr	Mr. Williams
Mr. Emmons	Mr. Osborne	Mr. Winfield
Mr. Fleming	Mr. Palmer	Mr. Younglove
Mr. Gardner	Mr. A. J. Parker	Mr. Young

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The engrossed bill entitled "An act to change the time of holding the court of common pleas in the county of Broome," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of Jacob H. Failing," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to confirm the title of Obadiah Sands to certain lands," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to incorporate the Roman Catholic orphan asylum in the village of Brooklyn," was read the third time.

Thereupon, the title of the said bill having been amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 87 }  
{ NAYS 02 }

## Those who voted in the affirmative are

Mr. Anderson	Mr. Fleming	Mr. J. H. Parker
Mr. Angel	Mr. Gardner	Mr. Parkhurst
Mr. Anthony	Mr. Grinnell	Mr. Patterson
Mr. Archibald	Mr. Groom	Mr. Robertson
Mr. Arnold	Mr. Grover	Mr. O. Robinson
Mr. Barnes	Mr. Guinnip	Mr. J. P. Robinson
Mr. Bartle	Mr. Hall	Mr. Ruggles
Mr. Bockoven	Mr. Harris	Mr. Sears
Mr. Bostwick	Mr. Healy	Mr. Shays
Mr. Bowne	Mr. Herttell	Mr. Smith
Mr. Brown	Mr. Hough	Mr. Snyder
Mr. Butrick	Mr. Humphrey	Mr. Spafard
Mr. Campbell	Mr. Ingalls	Mr. Speaker
Mr. Cargill	Mr. Johnson	Mr. Staats
Mr. Case	Mr. Jones	Mr. Stafford
Mr. Cash	Mr. Kernan	Mr. Stevenson
Mr. Chamberlin	Mr. Le Fever	Mr. Stone
Mr. Church	Mr. Lewis	Mr. Sumner
Mr. Clark	Mr. Marvin	Mr. Temple
Mr. Coe	Mr. M'Knight	Mr. Terry
Mr. Conklin	Mr. Mersereau	Mr. Titus
Mr. Collin	Mr. Mitchell	Mr. Wait
Mr. Culver	Mr. Morehouse	Mr. Ward
Mr. Dana	Mr. Morrell	Mr. West
Mr. Degrauw	Mr. Morris	Mr. Wheaton
Mr. Drake	Mr. Osborne	Mr. Willes
Mr. Dyer	Mr. Palmer	Mr. Williams
Mr. Ellithorp	Mr. A. J. Parker	Mr. Younglove
Mr. Emmons	Mr. I. S. Parker	Mr. Young

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## Those who voted in the negative are

Mr. Gordon                      Mr. Whipple

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The engrossed bill entitled "An act to appoint commissioners to lay out a road from the town of Bleecker to the town of Stratford in the county of Montgomery," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act relative to grand jurors in the county of Albany," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of Truman Dewey and John Hutchinson of the county of Erie," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to take from the town of Canadice part of the territory thereof, and annex the same to the town of Richmond in the county of Ontario," was read the third time.

*Resolved*, That the bill do pass.



The engrossed bill entitled "An act for the relief of the board of health of the town of Greece in the county of Monroe," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to appoint commissioners to lay out a road from the head of the Crooked lake in the county of Steuben, to the village of Angelica in the county of Allegany," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to authorise Jacob and Peter Murphy to raise and maintain their dam across the Schoharie creek in the town of Fulton," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to authorise Peter L. Minor to erect a dam and lock upon Ransom's creek in the town of Amherst in Erie county," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act concerning the village of Lewiston in the county of Niagara," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. Robertson
Mr. Angel	Mr. Groom	Mr. J. P. Robinson
Mr. Anthony	Mr. Grover	Mr. Ruggles
Mr. Archibald	Mr. Hall	Mr. Sears
Mr. Arnold	Mr. Harris	Mr. Shays
Mr. Barnes	Mr. Hasbrouck	Mr. Smith
Mr. Bartle	Mr. Healy	Mr. Snyder
Mr. Bogardus	Mr. Humphrey	Mr. Spafard
Mr. Bostwick	Mr. Ingalls	Mr. Speaker
Mr. Brown	Mr. Johnson	Mr. Staats
Mr. Bull	Mr. Jones	Mr. Stafford
Mr. Butrick	Mr. Kernan	Mr. Stevenson
Mr. Cargill	Mr. Kingman	Mr. Stone
Mr. Case	Mr. Le Fever	Mr. Strong
Mr. Cash	Mr. Lewis	Mr. Sumner
Mr. Chamberlin	Mr. Lockwood	Mr. Temple
Mr. Church	Mr. M'Knight	Mr. Terry
Mr. Clark	Mr. Mersereau	Mr. Thomson
Mr. Clary	Mr. Mitchell	Mr. Titus

Mr. Coe	Mr. Morrell	Mr. Todd
Mr. Culver	Mr. Morris	Mr. Wait
Mr. Dana	Mr. Orr	Mr. Ward
Mr. Degrauw	Mr. Osborne	Mr. West
Mr. Drake	Mr. Palmer	Mr. Wheaton
Mr. Dyer	Mr. A. J. Parker	Mr. Whipple
Mr. Ellithorp	Mr. I. S. Parker	Mr. Willes
Mr. Emmons	Mr. J. H. Parker	Mr. Winfield
Mr. Fleming	Mr. Parkhurst	Mr. Younglove
Mr. Gardner	Mr. Patterson	Mr. Young
Mr. Gordon		

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The engrossed bill entitled "An act to incorporate the Rockaway association," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 87 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. Patterson
Mr. Angel	Mr. Grinnell	Mr. Phelps
Mr. Archibald	Mr. Grover	Mr. Robertson
Mr. Arnold	Mr. Guinnip	Mr. J. P. Robinson
Mr. Barnes	Mr. Hall	Mr. Ruggles
Mr. Bartle	Mr. Harris	Mr. Sears
Mr. Bogardus	Mr. Hasbrouck	Mr. Shays
Mr. Bostwick	Mr. Healy	Mr. Smith
Mr. Brown	Mr. Herttell	Mr. Snyder
Mr. Bull	Mr. Hough	Mr. Spafard
Mr. Butrick	Mr. Humphrey	Mr. Speaker
Mr. Campbell	Mr. Ingalls	Mr. Staats
Mr. Cargill	Mr. Jones	Mr. Stafford
Mr. Case	Mr. Kernan	Mr. Stevenson
Mr. Cash	Mr. Kingman	Mr. Stone
Mr. Chamberlin	Mr. Le Fever	Mr. Strong
Mr. Church	Mr. Lewis	Mr. Sumner
Mr. Clark	Mr. Lockwood	Mr. Temple
Mr. Clary	Mr. M'Knight	Mr. Terry
Mr. Collin	Mr. Mersereau	Mr. Thomson
Mr. Crosby	Mr. Mitchell	Mr. Titus
Mr. Culver	Mr. Morehouse	Mr. Todd
Mr. Dana	Mr. Morrell	Mr. Wait
Mr. Degrauw	Mr. Morris	Mr. Ward
Mr. Drake	Mr. Orr	Mr. West
Mr. Dyer	Mr. Osborne	Mr. Wheaton
Mr. Ellithorp	Mr. Palmer	Mr. Whipple
Mr. Emmons	Mr. I. S. Parker	Mr. Willes
Mr. Fleming	Mr. J. H. Parker	Mr. Younglove

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Those who voted in the negative are

Mr. Coe

1

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to authorise the removal of the gun-house in the village of Manlius," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill entitled "An act to incorporate the New-York Methodist mutual benefit society," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 82 }  
{ NAYS 07 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. I. S. Parker
Mr. Angel	Mr. Gordon	Mr. J. H. Parker
Mr. Anthony	Mr. Grinnell	Mr. Parkhurst
Mr. Archibald	Mr. Groom	Mr. Patterson
Mr. Arnold	Mr. Grover	Mr. Robertson
Mr. Barnes	Mr. Guinnip	Mr. O. Robinson
Mr. Bogardus	Mr. Hall	Mr. J. P. Robinson
Mr. Bostwick	Mr. Harris	Mr. Ruggles
Mr. Bull	Mr. Hasbrouck	Mr. Sears
Mr. Butrick	Mr. Healy	Mr. Shays
Mr. Campbell	Mr. Hough	Mr. Snyder
Mr. Cargill	Mr. Humphrey	Mr. Speaker
Mr. Case	Mr. Hunt	Mr. Staats
Mr. Chamberlin	Mr. Ingalls	Mr. Stafford
Mr. Church	Mr. Jones	Mr. Stevenson
Mr. Clark	Mr. Kernan	Mr. Stone
Mr. Clary	Mr. Kingman	Mr. Strong
Mr. Coe	Mr. Le Fever	Mr. Sumner
Mr. Conklin	Mr. Lewis	Mr. Terry
Mr. Crosby	Mr. M'Knight	Mr. Titus
Mr. Culver	Mr. Mersereau	Mr. Todd
Mr. Dana	Mr. Mitchell	Mr. West
Mr. Degrauw	Mr. Morehouse	Mr. Wheaton
Mr. Drake	Mr. Morrell	Mr. Willes
Mr. Dyer	Mr. Morris	Mr. Winfield
Mr. Ellithorp	Mr. Osborne	Mr. Younglove
Mr. Emmons	Mr. Palmer	Mr. Young
Mr. Fleming		

Those who voted in the negative are

Mr. Bowne	Mr. Thomson	Mr. Ward
Mr. Herttell	Mr. Wait	Mr. Whipple
Mr. Temple		

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The engrossed bill entitled "An act to prevent the destruction of ducks in the Cayuga lake and outlet," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of Isaac Satterly and others," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 05 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Emmons	Mr. Parkhurst
Mr. Angel	Mr. Fleming	Mr. Patterson
Mr. Anthony	Mr. Gardner	Mr. Robertson
Mr. Archibald	Mr. Grover	Mr. O. Robinson
Mr. Arnold	Mr. Guinnip	Mr. J. P. Robinson
Mr. Barnes	Mr. Hall	Mr. Ruggles
Mr. Bartle	Mr. Harris	Mr. Sears
Mr. Bockoven	Mr. Healy	Mr. Shays
Mr. Bogardus	Mr. Herttell	Mr. Smith
Mr. Bostwick	Mr. Humphrey	Mr. Spafard
Mr. Bowne	Mr. Hunt	Mr. Speaker
Mr. Brown	Mr. Ingalls	Mr. Staats
Mr. Bull	Mr. Johnson	Mr. Stafford
Mr. Butrick	Mr. Jones	Mr. Stone
Mr. Campbell	Mr. Kernan	Mr. Strong
Mr. Cargill	Mr. Kingman	Mr. Sumner
Mr. Case	Mr. Le Fever	Mr. Temple
Mr. Cash	Mr. Lewis	Mr. Terry
Mr. Chamberlin	Mr. Lockwood	Mr. Thomson
Mr. Church	Mr. M'Knight	Mr. Titus
Mr. Clark	Mr. Mersereau	Mr. Todd
Mr. Clary	Mr. Mitchell	Mr. Wait
Mr. Coe	Mr. Morehouse	Mr. Ward
Mr. Conklin	Mr. Morrell	Mr. West
Mr. Crosby	Mr. Morris	Mr. Wheaton
Mr. Culver	Mr. Osborne	Mr. Willes
Mr. Dana	Mr. Palmer	Mr. Winfield
Mr. Degrauw	Mr. A. J. Parker	Mr. Yates
Mr. Drake	Mr. I. S. Parker	Mr. Younglove
Mr. Dyer	Mr. J. H. Parker	Mr. Young
Mr. Ellithorp		

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Those who voted in the negative are

Mr. Gordon	Mr. Snyder	Mr. Whipple
Mr. Groom	Mr. Stevenson	

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The engrossed bill entitled "An act to amend the act entitled 'An act to incorporate the village of Syracuse,' and the act amending the same," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES	94 }
{ NAYS	00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Grinnell	Mr. Parkhurst
Mr. Anthony	Mr. Groom	Mr. Patterson
Mr. Archibald	Mr. Guinnip	Mr. Robertson
Mr. Arnold	Mr. Hall	Mr. O. Robinson
Mr. Bartle	Mr. Harris	Mr. J. P. Robinson
Mr. Bockoven	Mr. Hasbrouck	Mr. Sears
Mr. Bogardus	Mr. Healy	Mr. Shays
Mr. Bostwick	Mr. Herttell	Mr. Smith
Mr. Brown	Mr. Hough	Mr. Snyder
Mr. Bull	Mr. Humphrey	Mr. Spafard
Mr. Butrick	Mr. Hunt	Mr. Speaker
Mr. Campbell	Mr. Ingalls	Mr. Staats
Mr. Cargill	Mr. Johnson	Mr. Stafford
Mr. Case	Mr. Jones	Mr. Stevenson
Mr. Cash	Mr. Kernan	Mr. Stone
Mr. Chamberlin	Mr. Kingman	Mr. Strong
Mr. Church	Mr. Le Fever	Mr. Sumner
Mr. Clark	Mr. Lewis	Mr. Temple
Mr. Coe	Mr. Lockwood	Mr. Terry
Mr. Conklin	Mr. Marvin	Mr. Thomson
Mr. Collin	Mr. M'Knight	Mr. Titus
Mr. Crosby	Mr. Mersereau	Mr. Todd
Mr. Culver	Mr. Mitchell	Mr. Ward
Mr. Dana	Mr. Morehouse	Mr. West
Mr. Degrauw	Mr. Morrell	Mr. Wheaton
Mr. Drake	Mr. Morris	Mr. Whipple
Mr. Dyer	Mr. Orr	Mr. Willes
Mr. Ellithorp	Mr. Osborne	Mr. Winfield
Mr. Einmons	Mr. Palmer	Mr. Yates
Mr. Fleming	Mr. I. S. Parker	Mr. Younglove
Mr. Gardner	Mr. J. H. Parker	Mr. Young
Mr. Gordon		

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. McKnight gave notice that he would, on some future day, ask leave to bring in a bill, requiring all persons using weights and measures or beams in this State, to have the same sealed and marked according to law.

On motion of Mr. J. P. Robinson,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill to revive the charter and confirm the proceedings thereon of the village of Penn-Yan, Yates county; and that it be referred to a select committee, to report complete.

On motion of Mr. Ingalls,

*Resolved*, That the committee on claims be discharged from the further consideration of the petition of Daniel Newcomb, and that the same be referred to the committee on public lands.

The House then proceeded to the consideration of the resolution heretofore reported by Mr. Ingalls, from the committee on claims, on the petition of Eri Deming; the same was again read, in the words following, to wit:

*Resolved*, That the prayer of the petition of Eri Deming ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

*Ordered*, That Mr. Cuykendall and Mr. Dusenbury have leave of absence for eight days, and Mr. Fowler and Mr. Myers for four days each.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Humphrey; the same was again read, in the words following, to wit:

*Resolved*, (if the Senate concur,) That the Canal Commissioners be directed to make a particular survey and examination of the inlet of the Cayuga lake at the village of Ithaca, and that they report to the next Legislature as to the expediency of removing the obstruction occasioned by the bar at the mouth of the said inlet, and otherwise improving the navigation thereof, and also of adopting the said inlet as an appendage to the Erie canal, and establishing a collector's office at the village of Ithaca.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by justices of the peace;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for and obtained leave to sit again.

Thereupon,

Mr. Bowne made a motion that the House should agree to again resolve itself into a committee of the whole, on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish

imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by justices of the peace."

Mr. Speaker put the question whether the House would agree to the motion of Mr. Bowne, and it was determined in the negative.

{ NAYS 51 }  
{ AYES 37 }

The ayes and noes being required by ten members,

Those who voted in the negative are

Mr. Anderson	Mr. Gardner	Mr. Morris	
Mr. Anthony	Mr. Grover	Mr. Osborne	
Mr. Archibald	Mr. Guinnip	Mr. J. P. Robinson	
Mr. Beardslee	Mr. Haight	Mr. Ruggles	
Mr. Bockoven	Mr. Hall	Mr. Sears	
Mr. Bogardus	Mr. Harris	Mr. Smith	
Mr. Campbell	Mr. Herttell	Mr. Snyder	
Mr. Cargill	Mr. Humphrey	Mr. Speaker	
Mr. Case	Mr. Ingalls	Mr. Stone	
Mr. Church	Mr. Kernan	Mr. Sumner	
Mr. Conklin	Mr. Kingman	Mr. Temple	
Mr. Crosby	Mr. Le Fever	Mr. Titus	
Mr. Culver	Mr. Lockwood	Mr. Whipple	
Mr. Degrauw	Mr. Marvin	Mr. Willes	
Mr. Drake	Mr. M'Knight	Mr. Williams	
Mr. Dyer	Mr. Mersereau	Mr. Yates	
Mr. Ellithorp	Mr. Morrell	Mr. Younglove	51

Those who voted in the affirmative are

Mr. Barnes	Mr. Grinnell	Mr. Patterson	
Mr. Bartle	Mr. Groom	Mr. Phelps	
Mr. Bostwick	Mr. Healy	Mr. Shays	
Mr. Bowne	Mr. Johnson	Mr. Spafard	
Mr. Butrick	Mr. Lewis	Mr. Staats	
Mr. Chamberlin	Mr. Mitchell	Mr. Stafford	
Mr. Clary	Mr. Morehouse	Mr. Strong	
Mr. Coe	Mr. Orr	Mr. Thomson	
Mr. Collin	Mr. Palmer	Mr. Wait	
Mr. Dana	Mr. A. J. Parker	Mr. Ward	
Mr. Emmons	Mr. J. H. Parker	Mr. West	
Mr. Fleming	Mr. Parkhurst	Mr. Young	
Mr. Gordon			37

And then the House adjourned till four o'clock this afternoon.

## FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Commercial bank of Buffalo;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Ellithorp, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. Clary, Mr. Emmons and Mr. Osborne, with instructions so to amend the same as to make its general provisions conform to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank."

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Sacket's-Harbor bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Ellithorp, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. Angel, Mr. West and Mr. McKnight, with instructions so to amend the same as to make its general provisions conform to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank."

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Delaware county bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Ellithorp, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. Gordon, Mr. A. J. Parker and Mr. Bowne, with instructions so to amend the same as to make its general provisions conform to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank."

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Pearl-street bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Strong, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. Morris, Mr. Strong and Mr. Shays, with instructions so to amend the same as to make its general provisions conform to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank."



The House then resolved itself into a committee of the whole, or the bill entitled "An act to incorporate the president, directors and company of the Clinton county bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Strong, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered,* That the said bill be referred to a select committee, consisting of Mr. Stevenson, Mr. Willes and Mr. Marvin, with instructions so to amend the same as to make its general provisions conform to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank."

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Bank of New-Berlin;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Strong, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered,* That the said bill be referred to a select committee, consisting of Mr. Chamberlin, Mr. Wait and Mr. Hunt, with instructions so to amend the same as to make its general provisions conform to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank."

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Ulster village bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Stevenson, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered,* That the said bill be referred to a select committee, consisting of Mr. Culver, Mr. Le Fever and Mr. Bull, with instructions so to amend the same as to make its general provisions conform to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank."

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Bank of Oswego;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Stevenson, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered,* That the said bill be referred to a select committee, consisting of Mr. Drake, Mr. Gordon and Mr. Guinnip, with instructions so to amend the same as to make its general provisions conform to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank."

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Commercial bank in the city of New-York;" and after some time spent thereon, Mr. Speaker resumed the chair, and

Mr. Stevenson, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. Degrauw, Mr. Titus and Mr. Cargill, with instructions so to amend the same as to make its general provisions conform to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank."

Thereupon,

For want of a quorum, Mr. Speaker adjourned the House till ten o'clock to-morrow morning.

## TUESDAY, APRIL 8, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the towns of Camillus and Onondaga in the county of Onondaga, praying that part of the said town of Camillus may be annexed to the town of Onondaga in said county, was read, and referred to the committee on the erection and division of towns and counties.

Five several remonstrances of sundry inhabitants of the counties of Genesee and Chautauque, against an amendment of the act entitled "An act subjecting certain debts due non-residents to taxation," were read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the county of Otsego, praying for the passage of an act requiring security to be given by the commissioners of common schools, was read, and referred to the committee on colleges, academies and common schools.

The petition of sundry inhabitants of the county of Delaware, praying for the construction of a road by the State, from the Chenango valley to the Hudson river, was read, and committed to the committee of the whole when on the bill to which it relates.

Mr. O. Robinson, from the committee on the erection and division of towns and counties, to which was referred the petition of sundry inhabitants of the towns of Camillus and Onondaga, praying that part of the town of Camillus may be annexed to the said town of Onondaga, reported a bill, entitled "An act to annex a part of the town of Onondaga to the town of Camillus in the county of Onondaga;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of William Long, reported; and offered the following resolution:

[See Document No. 374.]

**Resolved**, That the prayer of the petitioner, William Long, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Phelps, from the committee on the judiciary, to which was referred the memorial of twenty-one citizens, who represent themselves to be town officers and other citizens of the county of Seneca, praying for an alteration in the statute of excise, and the regulation of taverns and groceries, so as to prevent any person licensed as a tavern-keeper in said county, from vending ardent spirits in small quantities, reported; and offered the following resolution:

[*See Document No. 372.*]

**Resolved**, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Humphrey, from the committee on canals and internal improvements, to which was referred the engrossed bill from the Senate, entitled "An act authorising the survey of a canal route from Rochester to Olean," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

**Ordered**, That the said bill be committed to a committee of the whole house.

Mr. Gordon, from the committee on the judiciary, to which was referred the petition of sundry inhabitants of Medina in the county of Orleans, praying for the appointment of a Supreme Court commissioner for said county, reported a bill, entitled "An act authorising the appointment of a supreme court commissioner, to reside at Medina in the county of Orleans;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Grover, from the committee on public lands, to which was referred the petition of Phineas Waller and others, reported; and asked leave to introduce a bill.

[*See Document No. 371.*]

**Ordered**, That leave be given to bring in such bill.

Mr. Grover, according to leave, brought in the said bill, entitled "An act authorising the commissioners of the land-office to sell and convey certain lands in Broome county to Phineas Waller and others;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Strong, from the committee on canals and internal improvements, to which was referred the petition of Asel Wilcox, praying for the passage of an act authorising him to build a dam across

Limestone creek, reported a bill, entitled "An act authorising Asel Wilcox to build a dam across, and to improve the waters of Limestone creek;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ruggles, from the committee on the militia and the public defence, to which was referred the bill entitled "An act to amend title fifth, part first, chapter tenth of the Revised Statutes, regulating the rendezvous of the militia," reported:

[See Document No. 370.]

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Temple, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to incorporate the James Port wharf and ways company;" the bill entitled "An act to appoint commissioners to lay out a road from the city of Hudson to the town of Chatham in the county of Columbia;" the bill entitled "An act to incorporate the Avon Springs rail-road company;" the bill entitled "An act to amend section first, title first of chapter fourth of part second of the Revised Statutes, in relation to limited partnerships;" the bill entitled "An act to consolidate and amend the several statutes concerning the election of justices of the peace;" the bill entitled "An act authorising the first judge of the county courts of the county of Broome to hold the courts of common pleas in said county;" the bill entitled "An act confirming the acts of the commissioners of common schools in the division of the school district composed of parts of the towns of Colesville and Windsor in the county of Broome;" the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Geneseo,' passed April 21st, 1832;" and the bill entitled "An act appointing commissioners to lay out and open a road in the counties of Jefferson and St. Lawrence."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to incorporate the James Port wharf and ways company," be referred to a select committee, consisting of Mr. Smith, Mr. Bowne and Mr. Marvin; that the bill entitled "An act to appoint commissioners to lay out a road from the city of Hudson to the town of Chatham in the county of Columbia," be referred to a select committee, consisting of Mr. Bowne, Mr. Smith and Mr. Marvin; that the bill entitled "An act to incorporate the Avon Springs rail-road company," be referred to a select committee, consisting of Mr. Ward, Mr. Bowne and Mr. Marvin; that the bill

entitled "An act to amend section first, title first of chapter fourth of part second of the Revised Statutes, in relation to limited partnerships," be referred to a select committee, consisting of Mr. Bartle, Mr. Strong and Mr. Wheaton; that the bill entitled "An act to consolidate and amend the several statutes concerning the election of justices of the peace," be referred to a select committee, consisting of Mr. Bowne, Mr. Marvin and Mr. Clary; that the bill entitled "An act authorising the first judge of the county courts of the county of Broome to hold the courts of common pleas in said county," be referred to a select committee, consisting of Mr. A. J. Parker, Mr. Mitchell and Mr. Case; that the bill entitled "An act confirming the acts of the commissioners of common schools in the division of the school district composed of parts of the towns of Colesville and Windsor in the county of Broome," and the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Geneseo,' passed April 21st, 1832," be referred to a select committee, consisting of Mr. Mitchell, Mr. A. J. Parker and Mr. Case; and that the bill entitled "An act appointing commissioners to lay out and open a road in the counties of Jefferson and St. Lawrence," be referred to a select committee, consisting of Mr. West, Mr. Willes and Mr. Morehouse, to be by the said select committees severally reported complete.

Mr. Clary, from the select committee to which was referred the bill entitled "An act to incorporate the president, directors and company of the Commercial bank of Buffalo," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Bull, from the select committee to which was referred the bill entitled "An act to incorporate the president, directors and company of the Ulster village bank," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Angel, from the select committee to which was referred the bill entitled "An act to incorporate the president, directors and company of the Sacket's-Harbor bank," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Stevenson, from the select committee to which was referred the bill entitled "An act to incorporate the president, directors and company of the Clinton county bank," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Gordon, from the select committee to which was referred the bill entitled "An act to incorporate the president, directors and company of the Delaware county bank," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Drake, from the select committee to which was referred the bill entitled "An act to incorporate the president, directors and company of the Bank of Oswego," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Bostwick, from the select committee to which was referred the bill entitled "An act authorising the supervisors of the county of Dutchess to raise money to repair the court-house and jail in said county," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Gordon, from the select committee to which was referred the bill entitled "An act to incorporate the Erin fraternal benevolent association," and the bill entitled "An act to revive and confirm the act entitled 'An act to incorporate the Manheim bridge company,' and to amend the same," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

Mr. Gordon, from the select committee to which was referred the bill entitled "An act for refunding the surplus monies arising from sales of land by this State," reported, that the committee had disagreed to the first section and the enacting clause of the said bill; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

Mr. Emmons, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Buffalo burial ground association," reported:

[See Document No. 375.]

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Archibald, from the select committee to which was referred the petition of Joseph Russell and John E. Norman, for an act authorising them to construct and maintain a dam across the Schroon river, between the towns of Bolton and Chester in the county of Warren, reported; and asked leave to introduce a bill.

[See Document No. 373.]

*Ordered*, That leave be given to bring in such bill.

Mr. Archibald, according to leave, brought in the said bill, entitled "An act authorising Joseph Russell and John E. Norman to construct and maintain a dam across the Schroon river, between the towns of Bolton and Chester in the county of Warren;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Palmer, from the select committee to which was referred the bill entitled "An act to authorise the supervisors of the county of Ulster to raise money to build a bridge across the Walkill in the town of New-Paltz;" and the bill entitled "An act to annex a part of the town of Otto in the county of Cattaraugus, to the town of Ashford in said county," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered*, That the bills be engrossed.

Mr. Mitchell, from the select committee to which was referred the bill entitled "An act for the relief of the Stockbridge Indians," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Robertson, from the select committee to which was referred the bill entitled "An act to repeal an act entitled 'An act for building a bridge over the Genesee river in the town of Nunda in the county of Allegany,' passed April 10th, 1818," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. J. P. Robinson, from the select committee to which was referred the bill entitled "An act to confirm the proceedings of the inhabitants and trustees of the village of Penn-Yan, and to amend an act entitled 'An act to incorporate the village of Penn-Yan in the county of Yates,' passed April 29th, 1833," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

The engrossed bill entitled "An act to confirm the incorporation and increase the powers of the Lockport manufacturing company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. I. S. Parker
Mr. Angel	Mr. Gordon	Mr. J. H. Parker
Mr. Anthony	Mr. Grinnell	Mr. Parkhurst
Mr. Bartle	Mr. Grover	Mr. Phelps
Mr. Beardslee	Mr. Guinnip	Mr. Robertson
Mr. Bockoven	Mr. Haight	Mr. O. Robinson
Mr. Bogardus	Mr. Hall	Mr. J. P. Robinson
Mr. Bostwick	Mr. Harris	Mr. Sears
Mr. Bowne	Mr. Hasbrouck	Mr. Shays
Mr. Bull	Mr. Healy	Mr. Smith
Mr. Butrick	Mr. Herttell	Mr. Spafard
Mr. Campbell	Mr. Humphrey	Mr. Staats
Mr. Cargill	Mr. Hunt	Mr. Stafford
Mr. Case	Mr. Ingalls	Mr. Stevenson
Mr. Cash	Mr. Kernan	Mr. Stone
Mr. Chamberlin	Mr. Kingman	Mr. Strong
Mr. Church	Mr. Le Fever	Mr. Sumner
Mr. Clark	Mr. Lewis	Mr. Temple
Mr. Clary	Mr. Mabbett	Mr. Terry
Mr. Coe	Mr. Marvin	Mr. Thomson
Mr. Collin	Mr. M'Knight	Mr. Titus
Mr. Crosby	Mr. Mersereau	Mr. Todd
Mr. Culver	Mr. Mitchell	Mr. Wait
Mr. Dana	Mr. Morehouse	Mr. West
Mr. Degrauw	Mr. Morrell	Mr. Wheaton
Mr. Drake	Mr. Morris	Mr. Whipple
Mr. Dyer	Mr. Myrick	Mr. Winfield
Mr. Ellithorp	Mr. Orr	Mr. Wood
Mr. Emmons	Mr. Osborne	Mr. Yates
Mr. Enos	Mr. Palmer	Mr. Younglove
Mr. Fleming	Mr. A. J. Parker	Mr. Young

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Those who voted in the negative are

Mr. Snyder

1

The engrossed bill entitled "An act to incorporate the village of Binghamton," was read the third time.



Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 92 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grover	Mr. Robertson
Mr. Angel	Mr. Guinnip	Mr. O. Robinson
Mr. Anthony	Mr. Haight	Mr. J. P. Robinson
Mr. Archibald	Mr. Hall	Mr. Ruggles
Mr. Arnold	Mr. Harris	Mr. Schermerhorn
Mr. Barnes	Mr. Hasbrouck	Mr. Sears
Mr. Beardslee	Mr. Healy	Mr. Shays.
Mr. Bockoven	Mr. Herttell	Mr. Smith
Mr. Bogardus	Mr. Humphrey	Mr. Staats
Mr. Bowne	Mr. Hunt	Mr. Stafford
Mr. Brown	Mr. Ingalls	Mr. Stone
Mr. Bull	Mr. Kernan	Mr. Strong
Mr. Butrick	Mr. Kingman	Mr. Sumner
Mr. Campbell	Mr. Le Fever	Mr. Temple
Mr. Cargill	Mr. Lewis	Mr. Terry
Mr. Case	Mr. Mabbett	Mr. Thomson
Mr. Chamberlin	Mr. Marvin	Mr. Titus
Mr. Church	Mr. McKnight	Mr. Todd
Mr. Clark	Mr. Mersereau	Mr. Wait
Mr. Clary	Mr. Mitchell	Mr. Ward
Mr. Coe	Mr. Morehouse	Mr. West
Mr. Collin	Mr. Morrell	Mr. Wheaton
Mr. Culver	Mr. Morris	Mr. Whipple
Mr. Dana	Mr. Myrick	Mr. Willes
Mr. Drake	Mr. Orr	Mr. Williams
Mr. Dyer	Mr. Palmer	Mr. Winfield
Mr. Emmons	Mr. A. J. Parker	Mr. Wood
Mr. Enos	Mr. I. S. Parker	Mr. Yates
Mr. Fleming	Mr. J. H. Parker	Mr. Younglove
Mr. Gardner	Mr. Patterson	Mr. Young
Mr. Gordon	Mr. Phelps	

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The engrossed bill entitled "An act to incorporate the Geneva and Buffalo rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 01 }

Those who voted in the affirmative are.

Mr. Anderson	Mr. Grover	Mr. Phelps
Mr. Angel	Mr. Haight	Mr. Robertson
Mr. Anthony	Mr. Hall	Mr. O. Robinson
Mr. Archibald	Mr. Harris	Mr. J. P. Robinson
Mr. Arnold	Mr. Hasbrouck	Mr. Ruggles
Mr. Barnes	Mr. Healy	Mr. Schermerhorn
Mr. Bartle	Mr. Herttell	Mr. Sears
Mr. Beardslee	Mr. Humphrey	Mr. Shays
Mr. Bockoven	Mr. Hunt	Mr. Smith
Mr. Bogardus	Mr. Johnson	Mr. Snyder
Mr. Bostwick	Mr. Kernan	Mr. Staats
Mr. Brown	Mr. Kingman	Mr. Stafford
Mr. Butrick	Mr. Le Fever	Mr. Stevenson
Mr. Cargill	Mr. Lewis	Mr. Stone
Mr. Case	Mr. Mabbett	Mr. Strong
Mr. Chamberlin	Mr. Marvin	Mr. Sumner
Mr. Church	Mr. M'Knight	Mr. Temple
Mr. Clark	Mr. Mersereau	Mr. Terry
Mr. Clary	Mr. Mitchell	Mr. Thomson
Mr. Coe	Mr. Morehouse	Mr. Titus
Mr. Collin	Mr. Morrell	Mr. Todd
Mr. Culver	Mr. Morris	Mr. Wait
Mr. Dana	Mr. Myrick	Mr. Ward
Mr. Drake	Mr. Nichols	Mr. West
Mr. Dyer	Mr. Orr	Mr. Wheaton
Mr. Ellithorp	Mr. Osborne	Mr. Whipple
Mr. Emmons	Mr. Palmer	Mr. Willes
Mr. Enos	Mr. A. J. Parker	Mr. Wood
Mr. Fleming	Mr. I. S. Parker	Mr. Yates
Mr. Gardner	Mr. J. H. Parker	Mr. Younglove
Mr. Grinnell	Mr. Patterson	Mr. Young

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Those who voted in the negative are

Mr. Spafard

1

The engrossed bill entitled "An act to incorporate the Binghamton and Harpersville turnpike road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 86 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Hall	Mr. Robertson
Mr. Angel	Mr. Harris	Mr. O. Robinson
Mr. Anthony	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Arnold	Mr. Healy	Mr. Ruggles
Mr. Bartle	Mr. Herttell	Mr. Schermerhorn.
Mr. Beardslee	Mr. Humphrey	Mr. Shays
Mr. Bockoven	Mr. Hunt	Mr. Smith
Mr. Bogardus	Mr. Ingalls	Mr. Staats
Mr. Brown	Mr. Johnson	Mr. Stafford
Mr. Butrick	Mr. Kernan	Mr. Stevenson
Mr. Campbell	Mr. Kingman	Mr. Stone
Mr. Cargill	Mr. Le Fever	Mr. Sumner
Mr. Case	Mr. Lewis	Mr. Temple
Mr. Chamberlin	Mr. Mabbett	Mr. Terry
Mr. Church	Mr. M'Knight	Mr. Thomson
Mr. Clark	Mr. Mersereau	Mr. Titus
Mr. Coe	Mr. Mitchell	Mr. Todd
Mr. Collin	Mr. Morehouse	Mr. Wait
Mr. Crosby	Mr. Morrell	Mr. Ward
Mr. Dana	Mr. Morris	Mr. West
Mr. Drake	Mr. Myrick	Mr. Wheaton
Mr. Dyer	Mr. Nichols	Mr. Whipple
Mr. Ellithorp	Mr. Orr	Mr. Willes
Mr. Emmons	Mr. Osborne	Mr. Winfield
Mr. Gardner	Mr. Palmer	Mr. Wood
Mr. Grinnell	Mr. A. J. Parker	Mr. Yates
Mr. Grover	Mr. I. S. Parker	Mr. Younglove
Mr. Guinnip	Mr. J. H. Parker	Mr. Young
Mr. Haight	Mr. Patterson	

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The engrossed bill entitled "An act to incorporate the Schenectady and Saratoga insurance company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows; to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grover	Mr. Patterson
Mr. Angel	Mr. Guinnip	Mr. Phelps
Mr. Anthony	Mr. Haight	Mr. Robertson
Mr. Archibald	Mr. Hall	Mr. O. Robinson
Mr. Arnold	Mr. Harris	Mr. J. P. Robinson
Mr. Bartle	Mr. Hasbrouck	Mr. Ruggles
Mr. Beardslee	Mr. Healy	Mr. Schermerhorn
Mr. Bockoven	Mr. Herttell	Mr. Sears
Mr. Bogardus	Mr. Humphrey	Mr. Shays

Mr. Brown	Mr. Hunt	Mr. Smith
Mr. Butrick	Mr. Ingalls .	Mr. Staats
Mr. Campbell	Mr. Johnson	Mr. Stafford
Mr. Cargill	Mr. Kernan	Mr. Stevenson
Mr. Case	Mr. Kingman	Mr. Stone
Mr. Cash	Mr. Le Fever	Mr. Sumner
Mr. Chamberlin	Mr. Lewis	Mr. Terry
Mr. Church	Mr. Mabbett	Mr. Thomson
Mr. Clark	Mr. M'Knight	Mr. Titus
Mr. Coe	Mr. Mersereau	Mr. Todd
Mr. Collin	Mr. Mitchell	Mr. Wait
Mr. Crosby	Mr. Morehouse	Mr. Ward
Mr. Culver	Mr. Morrell	Mr. West
Mr. Dana	Mr. Morris	Mr. Wheaton
Mr. Degrauw	Mr. Myrick	Mr. Whipple
Mr. Drake	Mr. Orr	Mr. Willes
Mr. Dyer	Mr. Osborne	Mr. Winfield
Mr. Ellithorp	Mr. Palmer	Mr. Wood
Mr. Emmons	Mr. A. J. Parker	Mr. Yates
Mr. Fleming	Mr. I. S. Parker	Mr. Younglove
Mr. Gardner	Mr. J. H. Parker	Mr. Young
Mr. Grinnell		

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to loan money to the county of Erie."

Also the bill entitled "An act authorising a change in the name of Nathaniel Cogswell Smith."

Also the bill entitled "An act to amend 'article seventh, title eighth, chapter twentieth, part first of the Revised Statutes, entitled 'Of the disturbance of religious meetings.'"

W. L. MARCY.

*Albany, April 8, 1834.*

The Senate returned the bill entitled "An act in relation to the Ogdensburgh and Canton road in the county of St. Lawrence."

*Ordered*, That the clerk deliver the said bill to the Governor.

A message from the Senate was read, informing that they have concurred with this House in its amendment to the bill entitled "An act for the relief of Henry Hill and others," and have amended the same accordingly.

The said amended bill having been examined,

*Ordered*, That the Clerk return the same to the Senate.

Two several messages from the Senate were read, informing that they have passed the bill entitled "An act relating to the court

of common pleas for the city and county of New-York," and the bill entitled "An act authorising Herman Le Roy junior, to erect a dam across a creek in the town of Pelham and county of Westchester," severally with the amendments therewith delivered.

The said bills and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bills to the Senate, and inform them that this House have concurred with them in their amendments to the said bills, and amended the same accordingly.

Six several messages from the Senate were read, informing that they have passed the bill entitled "An act for the relief of William Ostrander;" the bill entitled "An act to preserve the grass on a part of the south beach in the county of Suffolk;" the bill entitled "An act relative to proceedings upon writs of homine replegiando;" the bill entitled "An act to change the name of the Associate Reformed congregation of Union church at New-Shawangunk, and for other purposes;" the bill entitled "An act to authorise the Buffalo and Black-Rock rail-road company to construct their road over and upon certain lands belonging to this State;" and the bill entitled "An act providing for the payment of the compensation due to Walter Cornell deceased, late a member of the assembly," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

The Senate sent for concurrence, a bill entitled "An act to allow and regulate costs in cases of attachments;" a bill entitled "An act to incorporate the Brooklyn lyceum;" a bill entitled "An act to authorise the sale of a certain gore of land in the village of Lodi in the town of Salina;" a bill entitled "An act to incorporate the Montgomery manufacturing company;" a bill entitled "An act for the relief of the Seamen's bank for savings in the city of New-York;" a bill entitled "An act relative to the eastern branch of the Schoharie turnpike road;" and a bill entitled "An act to revive and amend an act entitled 'An act to incorporate the Greenbush and Troy turnpike company,' passed April 14th, 1826."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act to allow and regulate costs in cases of attachments," was referred to the committee on the judiciary; the bill entitled "An act to incorporate the Brooklyn lyceum," was referred to the committee on colleges, academies and common schools; the bill entitled "An act to authorise the sale of a certain gore of land in the village of Lodi in the town of Salina," was referred to a select committee, consisting of Mr. J. H. Parker, Mr. I. S. Parker and Mr. Spafard; the bill entitled "An act to incorporate the Montgomery manufacturing company," was referred to the committee on trade and manufactures; the bill entitled "An act for the relief of the Seamen's bank for savings in the city of New-York," was referred to the committee on the incorporation and alteration of the charters of banking and insurance companies; the bill entitled "An act relative to the eastern branch of the Schoharie turnpike road," was referred to a select committee, consisting of Mr. Nichols, Mr. Orr

and Mr. Young; and the bill entitled "An act to revive and amend an act entitled 'An act to incorporate the Greenbush and Troy turnpike company,' passed April 14th, 1826," was referred to a select committee, consisting of Mr. Bull, Mr. Staats and Mr. Fleming, severally to consider and report thereon.

A message from the Senate was read, informing that they have passed the bill entitled "An act to amend the act entitled 'An act to incorporate the Mayville and Portland rail-road company,' passed March 29th, 1832," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Gardner	Mr. Parkhurst
Mr. Arnold	Mr. Gordon	Mr. Patterson
Mr. Barnes	Mr. Grinnell	Mr. Phelps
Mr. Bartle	Mr. Grover	Mr. Robertson
Mr. Beardslee	Mr. Guinnip	Mr. O. Robinson
Mr. Bockoven.	Mr. Haight	Mr. J. P. Robinson
Mr. Bogardus	Mr. Hall	Mr. Sears
Mr. Bostwick	Mr. Harris	Mr. Shays
Mr. Bowne	Mr. Hasbrouck	Mr. Smith
Mr. Bull	Mr. Herttell	Mr. Snyder
Mr. Butrick	Mr. Humphrey	Mr. Spafard
Mr. Campbell	Mr. Hunt	Mr. Staats
Mr. Cargill	Mr. Ingalls	Mr. Stafford
Mr. Case	Mr. Johnson	Mr. Stevenson
Mr. Cash	Mr. Kernan	Mr. Stone
Mr. Chamberlin	Mr. Kingman	Mr. Strong
Mr. Church	Mr. Le Fever	Mr. Sumner
Mr. Clark	Mr. Lewis	Mr. Temple
Mr. Clary	Mr. Mabbett	Mr. Terry
Mr. Coe	Mr. M'Knight	Mr. Thomson
Mr. Collin	Mr. Mersereau	Mr. Titus
Mr. Crosby	Mr. Morehouse	Mr. Todd
Mr. Culver	Mr. Morrell	Mr. Wait
Mr. Dana	Mr. Morris	Mr. West
Mr. Degrauw	Mr. Nichols	Mr. Whipple
Mr. Drake	Mr. Orr	Mr. Winfield
Mr. Dyer	Mr. Osborne	Mr. Wood
Mr. Ellithorp	Mr. Palmer	Mr. Yates
Mr. Emmons	Mr. A. J. Parker	Mr. Younglove
Mr. Enos	Mr. I. S. Parker	Mr. Young
Mr. Fleming		

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the village of Springville," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 87 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. Robertson
Mr. Anthony	Mr. Grinnell	Mr. O. Robinson
Mr. Arnold	Mr. Grover	Mr. J. P. Robinson
Mr. Barnes	Mr. Guinnip	Mr. Ruggles
Mr. Bartle	Mr. Haight	Mr. Schermerhorn
Mr. Bockoven	Mr. Hall	Mr. Sears
Mr. Bogardus	Mr. Harris	Mr. Shays
Mr. Bostwick	Mr. Herttell	Mr. Smith
Mr. Bowne	Mr. Humphrey	Mr. Snyder
Mr. Butrick	Mr. Ingalls	Mr. Spafard
Mr. Campbell	Mr. Johnson	Mr. Staats
Mr. Cargill	Mr. Kernan	Mr. Stevenson
Mr. Case	Mr. Le Fever	Mr. Stone
Mr. Cash	Mr. Lewis	Mr. Strong
Mr. Chamberlin	Mr. Mabbett	Mr. Sumner
Mr. Church	Mr. M'Knight	Mr. Temple
Mr. Clark	Mr. Mersereau	Mr. Terry
Mr. Clary	Mr. Mitchell	Mr. Thomson
Mr. Coe	Mr. Morehouse	Mr. Titus
Mr. Collin	Mr. Morris	Mr. Todd
Mr. Culver	Mr. Nichols	Mr. Wait
Mr. Dana	Mr. Orr	Mr. West
Mr. Degrauw	Mr. Osborne	Mr. Wheaton
Mr. Drake	Mr. Palmer	Mr. Whipple
Mr. Ellithorp	Mr. A. J. Parker	Mr. Winfield
Mr. Emmons	Mr. I. S. Parker	Mr. Wood
Mr. Enos	Mr. Parkhurst	Mr. Yates
Mr. Fleming	Mr. Patterson	Mr. Younglove
Mr. Gardner	Mr. Phelps	Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

On motion of Mr. Hasbrouck,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill to incorporate the Port Benjamin Turnpike Company, and that the same be referred to a select committee, consisting of Mr. Mabbett, Mr. Fleming and Mr. Stafford, to report complete.

On motion of Mr. Staats,

*Resolved*, That the committee of the whole be discharged from the further consideration of the act entitled "An act to amend an act relating to the city of Albany," and that it be referred to a select committee to report complete.

*Ordered*, That Mr. Staats, Mr. Grinnell and Mr. Todd, be the said committee in pursuance of the preceding resolution.

Mr. Nichols offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the bank committee be instructed to introduce bills, increasing the capital of all the Safety fund banks of this State to two hundred thousand dollars, whose capitals are now under that amount, so as to make them conform to the Delaware county bank bill, and also in justice to them in relation to the proposed restriction of bank issues.

*Ordered*, That the said resolution be laid upon the table.

Mr. A. J. Parker gave notice that he would, at some future day, ask leave to introduce a bill authorising the holding of a special town meeting in the town of Blenheim in the county of Schoharie.

Mr. Beardslee gave notice that he would, on some future day, ask leave to introduce a bill to amend the act abolishing imprisonment for debt, in relation to suits commenced in a court of record; and also a bill to provide for the payment of the usual compensation to David Thorp, a former member of the Assembly from Herkimer county.

Mr. Bowne offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the vote on the bill entitled "An act to incorporate the New-York Methodist mutual benefit society," be reconsidered.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	83	}
{	NAYS	15	}

Those who voted in the affirmative are

Mr. Angel	Mr. Gordon	Mr. Phelps
Mr. Anthony	Mr. Grover	Mr. Robertson
Mr. Archibald	Mr. Haight	Mr. O. Robinson
Mr. Arnold	Mr. Hall	Mr. J. P. Robinson
Mr. Barnes	Mr. Harris	Mr. Ruggles



Mr. Beardslee	Mr. Hasbrouck	Mr. Sears
Mr. Bockoven	Mr. Herttell	Mr. Shays
Mr. Bostwick	Mr. Humphrey	Mr. Smith
Mr. Bowne	Mr. Hunt	Mr. Snyder
Mr. Brown	Mr. Ingalls	Mr. Spafard
Mr. Bull	Mr. Kernan	Mr. Staats
Mr. Campbell	Mr. Kingman	Mr. Stafford
Mr. Cargill	Mr. Le Fever	Mr. Stevenson
Mr. Case	Mr. Lewis	Mr. Stone
Mr. Cash	Mr. Marvin	Mr. Strong
Mr. Chamberlin	Mr. M'Knight	Mr. Sumner
Mr. Church	Mr. Mersereau	Mr. Terry
Mr. Clark	Mr. Mitchell	Mr. Titus
Mr. Clary	Mr. Morehouse	Mr. Todd
Mr. Coe	Mr. Morris	Mr. Ward
Mr. Crosby	Mr. Myrick	Mr. West
Mr. Culver	Mr. Nichols	Mr. Wheaton
Mr. Dana	Mr. Orr	Mr. Willes
Mr. Degrauw	Mr. Osborne	Mr. Williams
Mr. Dyer	Mr. Palmer	Mr. Winfield
Mr. Emmons	Mr. A. J. Parker	Mr. Yates
Mr. Enos	Mr. I. S. Parker	Mr. Young
Mr. Fleming	Mr. Patterson	

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Those who voted in the negative are

Mr. Bogardus	Mr. Grinnell	Mr. Schermerhorn
Mr. Butrick	Mr. Groom	Mr. Temple
Mr. Collin	Mr. Healy	Mr. Wait
Mr. Drake	Mr. Mabbett	Mr. Whipple
Mr. Ellithorp	Mr. Morrell	Mr. Younglove

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On motion of Mr. Marvin,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bills incorporating the Saratoga county, Genesec and Washington county mutual insurance companies, and that the same be referred to a select committee to report complete.

*Ordered*, That Mr. Marvin, Mr. Ingalls and Mr. Patterson, be the select committee in pursuance of the preceding resolution.

The Senate returned the bill entitled "An act to incorporate the city of Brooklyn," and the bill entitled "An act to alter the time of holding the annual meeting of the board of supervisors of the county of Jefferson."

*Ordered*, That the clerk deliver the said bills to the Governor.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

## TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act authorising the comptroller to loan money to the treasurer of the county of Chautauque."

Also the bill entitled "An act authorising the clerk of Delaware county to transcribe a docket of common pleas judgments in his office."

Also the bill entitled "An act to vest certain powers in the supreme court commissioner appointed in the county of Westchester, under the act entitled 'An act authorising the appointment of an additional supreme court commissioner in the county of Westchester,' passed April 25th, 1833."

W. L. MARCY.

*Albany, April 7, 1834.*

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

## TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act providing for the payment of the compensation due to Walter Cornell deceased, late a member of the assembly."

Also the bill entitled "An act to authorise the Buffalo and Black-Rock rail-road company to construct their road over and upon certain lands belonging to the State."

Also the bill entitled "An act to alter the time of holding the annual meeting of the board of supervisors of the county of Jefferson."

Also the bill entitled "An act in relation to the Ogdensburgh and Canton road in the county of St. Lawrence."

Also the bill entitled "An act for the relief of William Ostrander."

Also the bill entitled "An act to change the name of the Associate Reformed congregation of Union church at New-Shawangunk, and for other purposes."

Also the bill entitled "An act relative to proceedings upon writs of homine replegiando."

Also the bill entitled "An act to preserve the grass on a part of the south beach in the county of Suffolk."

W. L. MARCY.

*Albany, April 8, 1834.*

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by justices of the peace;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said com-

mittee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned till four o'clock this afternoon.

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#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend the charter of the Bank of Genesee;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Cash, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered,* That the said bill be referred to a select committee, consisting of Mr. Patterson, Mr. Cuykendall and Mr. Dana, with instructions so to amend the same as to make its provisions conform to the bill entitled "An act to increase the capital of the Butchers' and Drovers' bank in the city of New-York," except that in the third section of the bill, the time for opening the book for subscriptions shall be eight months, and except that not more than one-third part of the said new stock shall be allotted to stockholders in said bank.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend the charter of the Saratoga county bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Cash, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered,* That the said bill be referred to a select committee, consisting of Mr. Todd, Mr. Hough and Mr. Strong, with instructions so to amend the same as to make its provisions conform to the bill entitled "An act to increase the capital of the Butchers' and Drovers' bank in the city of New-York," except that in the third section of the bill, the time for opening the book for subscriptions shall be eight months, and except that not more than one-third part of the said new stock shall be allotted to stockholders in said bank.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend the charter of the Lockport bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Cash, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered,* That the said bill be referred to a select committee, consisting of Mr. Fleming, Mr. Osborne and Mr. Sumner, with instructions so to amend the same as to make its provisions conform to the bill entitled "An act to increase the capital of the Butchers' and Drovers' bank in the city of New-York," except that in the

third section of the bill, the time for opening the book for subscriptions shall be eight months, and except that not more than one-third part of the said new stock shall be allotted to stockholders in said bank.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend the charter of the Bank of Ogdensburgh;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bowne, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. Butrick, Mr. Willes and Mr. Wright, with instructions so to amend the same as to make its provisions conform to the bill entitled "An act to increase the capital of the Butchers' and Drovers' bank in the city of New-York," except that in the third section of the bill, the time for opening the book for subscriptions shall be eight months, and except that not more than one-third part of the said new stock shall be allotted to stockholders in said bank.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to increase the capital of the Phenix bank in the city of New-York;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bowne, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. Bowne, Mr. Wait and Mr. Cargill, with instructions so to amend the same as to make its provisions conform to the bill entitled "An act to increase the capital of the Butchers' and Drovers' bank in the city of New-York," except that in the third section of the bill, the time for opening the book for subscriptions shall be eight months, and except that not more than one-third part of the said new stock shall be allotted to stockholders in said bank.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the La Fayette bank in the city of New-York;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bowne, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. Cargill, Mr. Humphrey and Mr. Degrauw, with instructions so to amend the same as to make its general provisions conform to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank."

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Cortland county bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Beardslee, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. Bogardus, Mr. O. Robinson and Mr. Groom, with instructions so to amend the same as to make its general provisions conform to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank."

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Bank of Orleans;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Beardslee, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. Clark, Mr. Phelps and Mr. Coe, with instructions so to amend the same as to make its general provisions conform to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank."

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the City bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Beardslee, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. Staats, Mr. Grinnell and Mr. Strong, with instructions so to amend the same as to make its general provisions conform to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank."

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Firemen's bank of the city of New-York;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Marvin, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. Cargill, Mr. Temple and Mr. Degrauw, with instructions so to amend the same as to make its general provisions conform to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank."

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the president, directors and company of the Bank of Kinderhook;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Marvin, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. Snyder, Mr. Bull and Mr. Shays, with instructions so to amend the same as to make its general provisions conform to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank."

And then the House adjourned until ten o'clock to-morrow morning.

WEDNESDAY, APRIL 9, 1834.

The House met pursuant to adjournment.

The remonstrance of Alanson Merry, against the claim of Anthony Rodes and others, was read, and committed to the committee of the whole when on the bill to which it relates.

Three several remonstrances of sundry inhabitants of the counties of Chautauque, Erie and Genesee, against the passage of an act entitled "An act subjecting certain debts due non-residents to taxation," were read, and committed to the committee of the whole when on the bill to which it relates.

The petition of the trustees of the Johnstown Academy, praying for the incorporation of the Kingsborough Academy, was read, and committed to the committee of the whole when on the bill to which it relates.

The memorial of sundry inhabitants of the county of Ontario, against the further increase of banking incorporations, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of Sarah Emmons and Samuel Boyer, praying for the passage of an act to provide for the proof of the will of John Emmons deceased, reported a bill, entitled "An act to amend article third of title second of chapter sixth of part second of the Revised Statutes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act relative to trial by jury in courts of law," reported:

[See Document No. 376.]

*Ordered*, That the said bill be committed to a committee of the whole house.

*Ordered*, That four times the usual number of copies of the said report be printed for the use of the Legislature.

Mr. Gordon, from the committee on the judiciary, to which was referred the engrossed bill from the Senate, entitled "An act to allow and regulate costs in cases of attachments," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Shays, from the committee on rail-roads, in pursuance of the resolution of this House of the fourth instant, reported a bill, entitled "An act to authorise the survey by the State of the route of the contemplated New-York and Erie rail-road;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Strong, from the committee on canals and internal improvements; to which was referred the petition of William Cook and others, 'praying for an act incorporating a canal packet boat company, reported a bill, entitled "An act to incorporate the Chenango canal packet boat company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the committee on rail-roads, to which was referred the petition of sundry inhabitants of the village of Auburn and its vicinity, praying for the incorporation of a company to construct a rail-road from Auburn to Syracuse, reported a bill, entitled "An act to incorporate the Auburn and Syracuse rail-road company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Beardslee, from the committee on colleges, academies and common schools, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Brooklyn lyceum," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.

Mr. Nichols, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act relative to the eastern branch of the Schoharie turnpike road," reported, that the committee had examined the said bill, and prepared amendments thereto, with which they see no reason why the same should not be passed into a law, and recommend that the amendments be ordered to be engrossed, and the bill ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Ingalls, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Washington county mutual insurance company," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Ruggles, from the select committee to which was referred the petition of the inhabitants of the town of Redfield in the county of Oswego, reported; and asked leave to introduce a bill.

[See Document No. 378.]

*Ordered,* That leave be given to bring in such bill.

Mr. Ruggles, according to leave, brought in the said bill, entitled "An act to authorise the town of Redfield in the county of Oswego, to raise the bounty for the destruction of wolves;" which was read

the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Mitchell, from the select committee to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Geneseo,' passed April 21st, 1832," and the bill entitled "An act confirming the acts of the commissioners of common schools in the division of the school district composed of parts of the towns of Colesville and Windsor in the county of Broome," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

Mr. Beardslee, from the select committee to which was referred the bill entitled "An act to incorporate the Trumansburgh academy;" the bill entitled "An act to incorporate the New-Woodstock academy," and the bill entitled "An act to authorise the trustees of school district number two in the town of Sullivan in the county of Madison, to raise money by tax," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

Mr. Marvin, from the select committee to which was referred the bill entitled "An act for the incorporation of the Genesee mutual fire insurance company," and the bill entitled "An act to incorporate the Saratoga county mutual fire insurance company," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

Mr. Staats, from the select committee to which was referred the bill entitled "An act further to amend the act entitled 'An act to amend the several acts relating to the city of Albany, and to combine the same into one act,' passed April 13th, 1826," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Smith, from the select committee to which was referred the bill entitled "An act to incorporate the James Port wharf and ways company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Bowne, from the select committee to which was referred the bill entitled "An act to consolidate and amend the several statutes concerning the election of justices of the peace," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.



Mr. Snyder, from the select committee to which was referred the bill entitled "An act to appoint commissioners to lay out a road from the city of Hudson to the town of Chatham in the county of Columbia," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Beardslee, from the select committee to which was referred the bill entitled "An act to revive the act incorporating the village of Perry in the county of Genesee, passed the 17th of April, 1830," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Snyder, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act for the erection of a court-house and jail in the county of Columbia," reported; and recommended that the said bill be ordered to a third reading.

[See Document No. 377.]

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. I. S. Parker, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to authorise the sale of a certain gore of land in the village of Lodi in the town of Salina," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Bull, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to revive and amend an act entitled 'An act to incorporate the Greenbush and Troy turnpike company,' passed April 14th, 1826," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

Thereupon,

Mr. Bull made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the motion of Mr. Bull, and it was determined in the affirmative.

Mr. A. J. Parker, from the select committee to which was referred the bill entitled "An act authorising the first judge of the county courts of the county of Broome to hold the courts of common pleas in said county," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Ward, from the select committee to which was referred the bill entitled "An act to incorporate the Avon Springs rail-road company," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Mabbett, from the select committee to which was referred the bill entitled "An act to incorporate the Port Benjamin turnpike company," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Staats, from the select committee to which was referred the bill entitled "An act to incorporate the president, directors and company of the City bank," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Degrauw, from the select committee to which was referred the bill entitled "An act to incorporate the president, directors and company of the Commercial bank in the city of New-York," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Bull, from the select committee to which was referred the bill entitled "An act to incorporate the president, directors and company of the Bank of Kinderhook," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Bogardus, from the select committee to which was referred the bill entitled "An act to incorporate the president, directors and company of the Cortland county bank," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree

with the committee in their said report, and it was determined in the affirmative.

Mr. Wait, from the select committee to which was referred the bill entitled "An act to incorporate the president, directors and company of the Bank of New-Berlin in the county of Chenango," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Clark, from the select committee to which was referred the bill entitled "An act to incorporate the president, directors and company of the Bank of Orleans," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Bowne, from the select committee to which was referred the bill entitled "An act to increase the capital of the Phenix bank in the city of New-York," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to increase the capital of the Butchers' and Drovers' bank in the city of New-York," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Butrick, from the select committee to which was referred the bill entitled "An act to amend the charter of the Bank of Ogdensburgh," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to increase the capital of the Butchers' and Drovers' bank in the city of New-York," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Dana, from the select committee to which was referred the bill entitled "An act to amend the charter of the Bank of Genesee," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to increase the capital of the Butchers' and Drovers' bank in the city of New-York," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree

with the committee in their said report, and it was determined in the affirmative.

Mr. Todd, from the select committee to which was referred the bill entitled "An act to amend the charter of the Saratoga county bank," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to increase the capital of the Butchers' and Drovers' bank in the city of New-York," and agreed to the same, and recommend that the said bill be ordered to be engrossed.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to incorporate the city of Brooklyn."

W. L. MARCY.

*Albany, April 8, 1834.*

The Senate sent for concurrence, a bill entitled "An act to incorporate the Troy association for the relief of destitute children;" a bill entitled "An act authorising the circuit judge of the second circuit to alter the terms of the court in that circuit;" a bill entitled "An act relative to the office of register in the city of New-York;" a bill entitled "An act to incorporate the Tuthill manufacturing company;" a bill entitled "An act to incorporate the Rensselaer and Washington McAdam road company;" and a bill entitled "An act to authorise the appointment of inspectors of wood, lumber and bark, in the counties of Clinton and Essex."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act to incorporate the Troy association for the relief of destitute children," was referred to a select committee, consisting of Mr. Bull, Mr. Germond and Mr. Shays; the bill entitled "An act authorising the circuit judge of the second circuit to alter the terms of the court in that circuit," was referred to the committee on the judiciary; the bill entitled "An act relative to the office of register in the city of New-York," was referred to a select committee, consisting of Mr. Herttell, Mr. Degrauw and Mr. Smith; the bill entitled "An act to incorporate the Tuthill manufacturing company," was referred to the committee on trade and manufactures; the bill entitled "An act to incorporate the Rensselaer and Washington McAdam road company," was referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies; and the bill entitled "An act to authorise the appointment of inspectors of wood, lumber and bark, in the counties of Clinton and Essex," was referred to a select committee, consisting of Mr. Stevenson, Mr. Myrick and Mr. Angel, severally to consider and report thereon.

The Senate sent for concurrence, a bill entitled "An act to amend an act to incorporate the Dutchess whaling company."

The said bill was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. A. J. Parker made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. A. J. Parker, and it was unanimously determined in the affirmative.

Two several messages from the Senate were read, informing that they have passed the bill entitled "An act to authorise the board of supervisors of the county of Otsego to raise money to build a jail;" and the bill entitled "An act authorising John A. Seaverson, Philip Seaverson and Richard V. V. Waldron to erect a dam across the Susquehannah river," severally with the amendments therewith delivered.

The said bills and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bills to the Senate, and inform them that this House have concurred with them in their amendments to the said bills, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Butternuts and Oxford turnpike company," with the amendments therewith delivered.

Thereupon,

*Ordered*, That the said bill and amendments be referred to a select committee, consisting of Mr. Bowne, Mr. Chamberlin and Mr. Spafard, to consider and report thereon.

A copy of a resolution of the Senate was received and read, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That the Legislature will adjourn on the twenty-eighth day of April instant, at twelve o'clock at noon.

*Ordered*, That the said resolution be laid upon the table.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to authorise the supervisors of the county of Ulster to raise money to build a bridge across the Walkill in the town of New-Paltz;" the engrossed bill entitled "An act to incorporate the Erin fraternal benevolent association;" and the engrossed bill entitled "An act to confirm the proceedings of the inhabitants and trustees of the village of Penn-Yan, and to amend an act entitled 'An act to incorporate the village of Penn-Yan in the county of Yates,' passed April 29th, 1833," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to revive and confirm the act entitled 'An act to incorporate

the Manheim bridge company,' and to amend the same;" the engrossed bill entitled "An act to annex a part of the town of Otto in the county of Cattaraugus, to the town of Ashford in said county;" the engrossed bill entitled "An act for the relief of the Stock-bridge Indians;" and the engrossed bill entitled "An act to repeal an act entitled 'An act for building a bridge over the Genesee river in the town of Nunda in the county of Allegany,' passed April 10th, 1818," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to revive and confirm the act entitled 'An act to incorporate the Manheim bridge company,' and to amend the same," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. J. H. Parker
Mr. Angel	Mr. Gardner	Mr. Patterson
Mr. Anthony	Mr. Gordon	Mr. Phelps
Mr. Arnold	Mr. Grinnell	Mr. Ruggles
Mr. Barnes	Mr. Grover	Mr. Schermerhorn
Mr. Bartle	Mr. Guinnip	Mr. Shays
Mr. Beardslee	Mr. Haight	Mr. Smith
Mr. Bockoven	Mr. Hall	Mr. Snyder
Mr. Bostwick	Mr. Harris	Mr. Spafard
Mr. Brown	Mr. Hasbrouck	Mr. Staats
Mr. Bull	Mr. Héaly	Mr. Stafford
Mr. Butrick	Mr. Herttell	Mr. Stevenson
Mr. Campbell	Mr. Hough	Mr. Strong
Mr. Cargill	Mr. Humphrey	Mr. Sumner
Mr. Case	Mr. Hunt	Mr. Temple
Mr. Cash	Mr. Ingalls	Mr. Terry
Mr. Chamberlin	Mr. Johnson	Mr. Todd
Mr. Church	Mr. Jones	Mr. Wait
Mr. Clark	Mr. Kernan	Mr. Ward
Mr. Clary	Mr. Le Fever	Mr. West
Mr. Coe	Mr. Lewis	Mr. Wheeler
Mr. Collin	Mr. Mabbett	Mr. Whipple
Mr. Crosby	Mr. M'Knight	Mr. Willes
Mr. Culver	Mr. Mersereau	Mr. Williams
Mr. Dana	Mr. Morrell	Mr. Winfield
Mr. Drake	Mr. Nichols	Mr. Wood
Mr. Dyer	Mr. Orr	Mr. Wright
Mr. Ellithorp	Mr. Osborne	Mr. Yates
Mr. Emmons	Mr. Palmer	Mr. Younglove
Mr. Enos	Mr. A. J. Parker	Mr. Young
Mr. Fleming		

The said engrossed bill, entitled "An act to annex a part of the town of Otto in the county of Cattaraugus, to the town of Ashford in said county," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act for the relief of the Stockbridge Indians," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act to repeal an act entitled 'An act for building a bridge over the Genesee river in the town of Nunda in the county of Allegany,' passed April 10th, 1818," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill entitled "An act to incorporate the Tonawanda and Buffalo rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	98	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. Parkhurst
Mr. Angel	Mr. Gordon	Mr. Patterson
Mr. Anthony	Mr. Grinnell	Mr. Phelps
Mr. Archibald	Mr. Groom	Mr. J. P. Robinson
Mr. Arnold	Mr. Grover	Mr. Ruggles
Mr. Barnes	Mr. Haight	Mr. Schermerhorn
Mr. Bartle	Mr. Hall	Mr. Sears
Mr. Beardslee	Mr. Harris	Mr. Shays
Mr. Bockoven	Mr. Hasbrouck	Mr. Smith
Mr. Bogardus	Mr. Healy	Mr. Snyder
Mr. Bostwick	Mr. Herttell	Mr. Spafard
Mr. Brown	Mr. Humphrey	Mr. Staats
Mr. Bull	Mr. Hunt	Mr. Stafford
Mr. Butrick	Mr. Ingalls	Mr. Stevenson
Mr. Campbell	Mr. Johnson	Mr. Strong
Mr. Cargill	Mr. Jones	Mr. Sumner
Mr. Case	Mr. Kernan	Mr. Temple
Mr. Cash	Mr. Le Fever	Mr. Terry
Mr. Chamberlin	Mr. Lewis	Mr. Todd
Mr. Church	Mr. Mabbett	Mr. Wait
Mr. Clark	Mr. Marvin	Mr. Ward
Mr. Clary	Mr. M'Knight	Mr. West
Mr. Coe	Mr. Mersereau	Mr. Wheeler
Mr. Collin	Mr. Mitchell	Mr. Whipple
Mr. Crosby	Mr. Morehouse	Mr. Willes

Mr. Culver	Mr. Morrell	Mr. Williams
Mr. Dana	Mr. Myrick	Mr. Winfield
Mr. Drake	Mr. Nichols	Mr. Wood
Mr. Dyer	Mr. Orr	Mr. Wright
Mr. Ellithorp	Mr. Osborne	Mr. Yates
Mr. Emmons	Mr. Palmer	Mr. Younglove
Mr. Enos	Mr. A. J. Parker	Mr. Young
Mr. Fleming	Mr. J. H. Parker	

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Marvin, by the unanimous consent of the House, reported a bill, entitled "An act to alter the name of the Farmer's fire insurance and loan company, and for other purposes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole when on the bill entitled "An act to incorporate the American life insurance and trust company."

In pursuance of previous notice, Mr. A. J. Parker asked for and obtained leave to bring in a bill, entitled "An act authorising the holding of a special town meeting in the town of Blenheim in the county of Schoharie;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. A. J. Parker, Mr. Orr and Mr. Young, to report the same complete.

In pursuance of previous notice, Mr. Beardslee asked for and obtained leave to bring in a bill, entitled "An act for the relief of David Thorp;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on claims.

In pursuance of previous notice, Mr. Beardslee asked for and obtained leave to bring in a bill, entitled "An act to amend the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors;'" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole when on the bill to which it relates.

*Ordered*, That Mr. Speaker, Mr. Titus and Mr. Livingston, have leave of absence for four days each.

On motion of Mr. Angel,

*Resolved unanimously*, That Charles Humphrey be, and he is hereby appointed Speaker pro tempore of this House, during the time for which the Speaker has obtained leave of absence, and until his return.

*Ordered*, That Mr. Wheeler and Mr. McKnight wait upon the Governor, and inform him that this House have chosen Charles Humphrey Speaker pro tempore.

*Ordered*, That Mr. Haight and Mr. Angel wait upon the Senate with a like message.

Mr. Wheeler reported, that pursuant to the order of the House,



Mr. McKnight and himself had waited upon the Governor, and informed him that this House had chosen Charles Humphrey thereof Speaker pro tempore.

Mr. Haight reported, that pursuant to the order of the House, Mr. Angel and himself had waited upon the Senate, and informed them that this House had chosen Charles Humphrey thereof Speaker pro tempore.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Nichols, the same was again read, in the words following, to wit:

*Resolved*, That the bank committee be instructed to introduce bills, increasing the capital of all the Safety fund banks of this State to two hundred thousand dollars, whose capitals are now under that amount, so as to make them conform to the Delaware county bank bill, and also in justice to them in relation to the proposed restriction of bank issues.

Thereupon,

Mr. Dana made a motion that the House should agree to postpone the consideration of the said resolution until the fifteenth day of May next.

Debates were had upon the said motion of Mr. Dana; and the question being put whether the House would agree thereto, it was determined in the negative.

{ NAYS 45 }  
{ AYES 42 }

The ayes and noes being required by ten members,

Those who voted in the negative are

Mr. Archibald	Mr. Groom	Mr. Patterson	
Mr. Barnes	Mr. Guinnip	Mr. Phelps	
Mr. Bowne	Mr. Haight	Mr. Ruggles	
Mr. Bull	Mr. Hall	Mr. Schermerhorn	
Mr. Butrick	Mr. Hasbrouck	Mr. Smith	
Mr. Cargill	Mr. Humphrey	Mr. Snyder	
Mr. Cash	Mr. Ingalls	Mr. Stone	
Mr. Chamberlin	Mr. Johnson	Mr. Strong	
Mr. Church	Mr. Kingman	Mr. Temple	
Mr. Clary	Mr. Le Fever	Mr. West	
Mr. Collin	Mr. Marvin	Mr. Wheeler	
Mr. Crosby	Mr. Nichols	Mr. Willes	
Mr. Dyer	Mr. Osborne	Mr. Wood	
Mr. Gardner	Mr. Palmer	Mr. Wright	
Mr. Gordon	Mr. Parkhurst	Mr. Younglove	45

Those who voted in the affirmative are

Mr. Angel	Mr. Grinnell	Mr. Staats
Mr. Anthony	Mr. Harris	Mr. Stafford

Mr. Bartle	Mr. Herttell	Mr. Stevenson
Mr. Beardslee	Mr. Hough	Mr. Sumner
Mr. Bockoven	Mr. Hunt	Mr. Terry
Mr. Bogardus	Mr. Mabbett	Mr. Thomson
Mr. Bostwick	Mr. M'Knight	Mr. Wait
Mr. Campbell	Mr. Mersereau	Mr. Ward
Mr. Clark	Mr. Mitchell	Mr. Wheaton
Mr. Coe	Mr. Morehouse	Mr. Whipple
Mr. Dana	Mr. Morrell	Mr. Williams
Mr. Ellithorp	Mr. Sears	Mr. Winfield
Mr. Emmons	Mr. Shays	Mr. Yates
Mr. Enos	Mr. Spafard	Mr. Young

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Thereupon,

The said resolution being amended, by adding thereto the words, "but it shall be optional with the banks now in operation, to increase their capital;"

Mr. Speaker put the question whether the House would agree to the said resolution as amended, and it was determined in the negative.

{ NAYS 79 }  
{ AYES 17 }

The ayes and nays being required by ten members,

Those who voted in the negative are

Mr. Anderson	Mr. Groom	Mr. Ruggles
Mr. Angel	Mr. Grover	Mr. Schermerhorn
Mr. Anthony	Mr. Hall	Mr. Sears
Mr. Arnold	Mr. Harris	Mr. Shays
Mr. Barnes	Mr. Hasbrouck	Mr. Smith
Mr. Bartle	Mr. Herttell	Mr. Spafard
Mr. Beardslee	Mr. Hough	Mr. Staats
Mr. Bockoven	Mr. Humphrey	Mr. Stafford
Mr. Bogardus	Mr. Hunt	Mr. Stevenson
Mr. Bostwick	Mr. Ingalls	Mr. Sumner
Mr. Bowne	Mr. Johnson	Mr. Temple
Mr. Brown	Mr. Kernan	Mr. Terry
Mr. Bull	Mr. Kingman	Mr. Thomson
Mr. Butrick	Mr. Le Fever	Mr. Wait
Mr. Campbell	Mr. Mabbett	Mr. Ward
Mr. Cash	Mr. M'Knight	Mr. West
Mr. Chamberlin	Mr. Mersereau	Mr. Wheaton
Mr. Clary	Mr. Mitchell	Mr. Wheeler
Mr. Coe	Mr. Morehouse	Mr. Whipple
Mr. Dana	Mr. Morrell	Mr. Willes
Mr. Dyer	Mr. Osborne	Mr. Williams
Mr. Ellithorp	Mr. Palmer	Mr. Winfield
Mr. Emmons	Mr. Parkhurst	Mr. Wright

Mr. Enos	Mr. Patterson	Mr. Yates	
Mr. Gardner	Mr. Phelps	Mr. Younglove	
Mr. Grinnell	Mr. J. P. Robinson	Mr. Young	78

Those who voted in the affirmative are

Mr. Cargill	Mr. Gordon	Mr. Orr	
Mr. Case	Mr. Guinnip	Mr. Snyder	
Mr. Church	Mr. Haight	Mr. Stone	
Mr. Clark	Mr. Marvin	Mr. Strong	
Mr. Collin	Mr. Myrick	Mr. Wood	
Mr. Fowler	Mr. Nichols		17

On motion of Mr. Haight,

*Resolved*, That the bill reported by the committee on canals, for the improvement thereof, by erecting double locks and rebuilding the aqueduct over the Genesee river, be made the special order of the day for Saturday next.

On motion of Mr. Mabbett,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act amending the Revised Statutes, in relation to the appointment of inspectors of turnpikes;" and that it be referred to the committee on the judiciary, to report complete.

Mr. Gordon offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the bill for the reorganization of the Court of Chancery, be made the special order of the day for Monday next.

*Ordered*, That the said resolution be laid upon the table.

And then the House adjourned till four o'clock this afternoon.

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#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Thomas Livingston;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Nichols, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act relative to certain monies in the treasury of this State, arising from the sale of lot number four of the tract called the northwest part of the Oneida reservation;" and after some

time spent thereon, Mr. Speaker resumed the chair, and Mr. Nichols, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the reports of the majority and the minority of the committee on grievances, on the petition of Enos Stone; and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Nichols, from the said committee, reported, that the committee had adopted a bill entitled "An act for the relief of Enos Stone," gone through and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read.

Mr. Speaker put the question whether the House would agree with the committee of the whole in their report, and it was determined in the affirmative.

{ AYES 54 }  
{ NAYS 11 }

The ayes and nays being required by ten members.

Those who voted in the affirmative are

Mr. Angel	Mr. Gardner	Mr. Palmer
Mr. Anthony	Mr. Guinnip	Mr. A. J. Parker
Mr. Arnold	Mr. Haight	Mr. Patterson
Mr. Bartle	Mr. Hall	Mr. J. P. Robison
Mr. Beardslee	Mr. Hough	Mr. Sears
Mr. Bogardus	Mr. Humphrey	Mr. Shays
Mr. Bostwick	Mr. Hunt	Mr. Spafard
Mr. Bowne	Mr. Ingalls	Mr. Stevenson
Mr. Butrick	Mr. Kingman	Mr. Strong
Mr. Campbell	Mr. Le Fever	Mr. Sumner
Mr. Cargill	Mr. Lewis	Mr. Temple
Mr. Chamberlin	Mr. Marvin	Mr. Wait
Mr. Church	Mr. M'Keon	Mr. West
Mr. Coe	Mr. M'Knight	Mr. Wheeler
Mr. Dana	Mr. Morrell	Mr. Whipple
Mr. Drake	Mr. Nichols	Mr. Wood
Mr. Ellithorp	Mr. Orr	Mr. Yates
Mr. Enos	Mr. Osborne	Mr. Younglove 54

Those who voted in the negative are

Mr. Crosby	Mr. Johnson	Mr. Terry
Mr. Degrauw	Mr. Mabbett	Mr. Todd
Mr. Gordon	Mr. Ruggles	Mr. Young 11
Mr. Groom	Mr. Snyder	

*Ordered*, That the bill be engrossed.

And then the House adjourned until ten o'clock to-morrow morning.

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## THURSDAY, APRIL 10, 1834.

The House met pursuant to adjournment.

The memorial of the trustees of the Albany Lancaster School, against the passage of an act altering the law regulating their appropriation of public money, was read, and committed to the committee of the whole when on the bill to which it relates.

The petition of sundry inhabitants of the towns of Jasper and Greenwood in the county of Steuben, praying that part of the town of Jasper may be annexed to the said town of Greenwood, with a remonstrance against the same, was read, and referred to the committee on the erection and division of towns and counties.

Two several petitions of sundry inhabitants residing in the vicinity of the Canisteo river, praying for the incorporation of a company to construct a slackwater navigation from the village of Hornellsville to the Chemung feeder, with a capital of one hundred thousand dollars, was read, and referred to the committee on canals and internal improvements.

The memorial of sundry inhabitants of the county of Steuben, relative to and approving of the special message of his Excellency the Governor, was read, and ordered to be laid upon the table.

The petition of sundry inhabitants of the county of Orange, praying for the aid of the State in the survey and construction of the New-York and Erie rail-road, was read, and committed to the committee of the whole when on the bill to which it relates.

Mr. Haight, from the committee on the judiciary, to which was referred the engrossed bill from the Senate, entitled "An act authorising the circuit judge of the second circuit to alter the terms of the court in that circuit," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law, and recommend that it be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. I. S. Parker, from the committee on trade and manufactures, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Montgomery manufacturing company," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Hough, from the committee on trade and manufactures, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Tuthill manufacturing company," reported, that the committee have examined the said bill, and prepared amendments thereto, with which they see no reason why the same should not be passed into a law.

*Ordered*, That the said bill and amendments be committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Lawrence Barclay, reported; and asked leave to introduce a bill.

[See Document No. 379.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of Lawrence Barclay;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Anderson, from the committee appointed in pursuance of the fifty-first rule of this House, to examine all bills committed to a committee of the whole house, and to report such bills as in their unanimous opinion may with propriety be referred to select committees to report complete, reported the following as proper for such reference, to wit:

The bill entitled "An act to incorporate the Gowannus, Fort Hamilton and Bath turnpike company;" the bill entitled "An act to incorporate the Seneca bridge company;" the bill entitled "An act to incorporate the Saquoit Fulton fire company;" the bill entitled "An act to repeal so much of the act entitled 'An act to incorporate the Montezuma turnpike and bridge company,' passed March 31st, 1815, and an act to amend the same, passed April 2d, 1819, as relates to the turnpike leading from Palmyra to Elbridge, except the bridge and causeways or roads over the Seneca river and marshes;" the bill entitled "An act for the relief of John Hadcock;" the bill entitled "An act authorising the board of supervisors of the county of Rensselaer to raise money for the purpose of paying a balance due for the building a bridge in the town of Scaghticoke in said county;" the bill entitled "An act to amend the charter of the Bainbridge central bridge company;" the bill entitled "An act to incorporate the Waterford academic association;" the bill entitled "An act to incorporate the Young Men's association for mutual improvement in the city of Albany," and the bill entitled "An act to incorporate the Essex county academy."

Thereupon,

*Ordered*, That the committee of the whole be discharged from the further consideration of the said several bills, and that the bill entitled "An act to incorporate the Gowannus, Fort Hamilton and Bath turnpike company," and the bill entitled "An act to incorporate the Seneca bridge company," be referred to a select committee, consisting of Mr. West, Mr. Willes and Mr. Morehouse; that

the bill entitled "An act to incorporate the Saquoit Fulton fire company," be referred to a select committee, consisting of Mr. Shays, Mr. Bagley and Mr. Palmer; that the bill entitled "An act to repeal so much of the act entitled 'An act to incorporate the Montezuma turnpike and bridge company,' passed March 31st, 1815, and an act to amend the same, passed April 2d, 1819, as relates to the turnpike leading from Palmyra to Elbridge, except the bridge and causeways or roads over the Seneca river and marshes," be referred to a select committee, consisting of Mr. Bartle, Mr. Bagley and Mr. Palmer; that the bill entitled "An act for the relief of John Hadcock," be referred to a select committee, consisting of Mr. Collin, Mr. Bagley and Mr. Palmer; that the bill entitled "An act authorising the board of supervisors of the county of Rensselaer to raise money for the purpose of paying a balance due for the building a bridge in the town of Scaghticoke in said county," the bill entitled "An act to amend the charter of the Bainbridge central bridge company," and the bill entitled "An act to incorporate the Waterford academic association," be referred to a select committee, consisting of Mr. Gordon, Mr. Germond and Mr. Groom; that the bill entitled "An act to incorporate the Young Men's association for mutual improvement in the city of Albany," be referred to a select committee, consisting of Mr. Staats, Mr. Jones and Mr. Johnson; and that the bill entitled "An act to incorporate the Essex county academy," be referred to a select committee, consisting of Mr. Staats, Mr. Stevenson and Mr. Myrick, to be by the said select committees severally reported complete.

Mr. Mitchell, from the select committee to which was referred the bill entitled "An act for the relief of the Middlebury academy," reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Strong, from the select committee to which was referred the bill entitled "An act to incorporate the president, directors and company of the Pearl-street bank in the city of New-York," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Degrauw, from the select committee to which was referred the bill entitled "An act to incorporate the La Fayette bank of the city of New-York," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Fleming, from the select committee to which was referred the bill entitled "An act to amend the charter of the Lockport bank," reported, that the committee had gone through the said bill, con-

formed its provisions to the bill entitled "An act to increase the capital of the Butchers' and Drovers' bank in the city of New-York." except that in the third section of the bill, the time for opening the book for subscriptions shall be eight months, and except that not more than one-third part of the said new stock shall be allotted to stockholders in said bank, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Bartle, from the select committee to which was referred the bill entitled "An act to amend section fourth of title first of chapter fourth of part second of the Revised Statutes, in relation to limited partnerships," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. West, from the select committee to which was referred the bill entitled "An act appointing commissioners to lay out and open a road in the counties of Jefferson and St. Lawrence," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Stevenson, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to authorise the appointment of inspectors of wood, lumber and bark, in the counties of Clinton and Essex," reported, that the committee have examined the said bill, and prepared amendments thereto, with which they see no reason why the same should not be passed into a law, and recommend that the said amendments be ordered to be engrossed, and the bill ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Bull, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Troy association for the relief of destitute children," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law, and recommend that it be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Degrauw, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act relative to the office of register in the city of New-York," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law, and recommend that it be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.



The Senate returned the bill entitled "An act to amend the act entitled 'An act to incorporate the Mayville and Portland rail-road company,' passed March 29th, 1832;" the bill entitled "An act authorising the commissioners of highways of the towns of Watertown and Pamelaia in the county of Jefferson, to borrow money;" the bill entitled "An act to authorise Herman Le Roy to erect a dam across a creek in the township of Pelham and county of Westchester," and the bill entitled "An act relating to the court of common pleas for the city and county of New-York."

*Ordered*, That the clerk deliver the said bills to the Governor.

Mr. Bowne, from the select committee to which was referred the bill entitled "An act to incorporate the Butternuts and Oxford turnpike company," with the amendments of the Senate thereto; reported, that the committee had examined the said amendments, and recommend that the same be concurred in by this House.

Thereupon,

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Grinnell	Mr. J. H. Parker
Mr. Anthony	Mr. Groom	Mr. Parkhurst
Mr. Arnold	Mr. Grover	Mr. Patterson
Mr. Barnes	Mr. Guinnip	Mr. Phelps
Mr. Bartle	Mr. Haight	Mr. J. P. Robinson
Mr. Beardslee	Mr. Hall	Mr. Ruggles
Mr. Bockoven	Mr. Harris	Mr. Schermerhorn
Mr. Bogardus	Mr. Healy	Mr. Sears
Mr. Bostwick	Mr. Herttell	Mr. Shays
Mr. Bowne	Mr. Humphrey	Mr. Smith
Mr. Brasher	Mr. Ingalls	Mr. Snyder
Mr. Brown	Mr. Johnson	Mr. Spafard
Mr. Butrick	Mr. Jones	Mr. Stevenson
Mr. Campbell	Mr. Kernan	Mr. Stone
Mr. Cash	Mr. Kingman	Mr. Strong
Mr. Chamberlin	Mr. Le Fever	Mr. Sumner
Mr. Church	Mr. Lewis	Mr. Temple
Mr. Clark	Mr. Mabbett	Mr. Terry
Mr. Clary	Mr. M'Keon	Mr. Thomson
Mr. Coe	Mr. M'Knight	Mr. Todd
Mr. Crosby	Mr. Mersereau	Mr. Tompkins
Mr. Dana	Mr. Mitchell	Mr. Wait
Mr. Degrauw	Mr. Morehouse	Mr. West

Mr. Drake  
Mr. Dyer  
Mr. Ellithorp  
Mr. Emmons  
Mr. Enos  
Mr. Fleming  
Mr. Fowler  
Mr. Gardner  
Mr. Gordon

Mr. Morrell  
Mr. Myrick  
Mr. Nichols  
Mr. Orr  
Mr. Osborne  
Mr. Palmer  
Mr. A. J. Parker  
Mr. I. S. Parker

Mr. Wheeler  
Mr. Whipple  
Mr. Willes  
Mr. Williams  
Mr. Wood  
Mr. Yates  
Mr. Younglove  
Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

The engrossed bill from the Senate, entitled "An act for the erection of a new court-house and jail in the county of Columbia," with the engrossed amendments thereto, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 95 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony  
Mr. Arnold  
Mr. Barnes  
Mr. Beardslee  
Mr. Bockoven  
Mr. Bostwick  
Mr. Bowne  
Mr. Brasher  
Mr. Brown  
Mr. Bull  
Mr. Butrick  
Mr. Campbell  
Mr. Cargill  
Mr. Cash  
Mr. Chamberlin  
Mr. Church  
Mr. Clary  
Mr. Coe  
Mr. Crosby  
Mr. Culver  
Mr. Dana  
Mr. Degrauw  
Mr. Drake  
Mr. Dyer  
Mr. Ellithorp

Mr. Grover  
Mr. Haight  
Mr. Hall  
Mr. Harris  
Mr. Hasbrouck  
Mr. Healy  
Mr. Herttell  
Mr. Hough  
Mr. Humphrey  
Mr. Ingalls  
Mr. Jones  
Mr. Kernan  
Mr. Kingman  
Mr. Le Fever  
Mr. Lewis  
Mr. Mabbett  
Mr. Marvin  
Mr. M'Keon  
Mr. M'Knight  
Mr. Mersereau  
Mr. Mitchell  
Mr. Morehouse  
Mr. Morrell  
Mr. Myrick  
Mr. Nichols

Mr. Phelps  
Mr. J. P. Robinson  
Mr. Ruggles  
Mr. Schermerhorn  
Mr. Sears  
Mr. Shays  
Mr. Smith  
Mr. Snyder  
Mr. Spafard  
Mr. Staats  
Mr. Stafford  
Mr. Stevenson  
Mr. Stone  
Mr. Strong  
Mr. Sumner  
Mr. Temple  
Mr. Terry  
Mr. Thomson  
Mr. Todd  
Mr. Tompkins  
Mr. Wait  
Mr. West  
Mr. Wheeler  
Mr. Whipple  
Mr. Willes

Mr. Emmons	Mr. Orr	Mr. Williams
Mr. Enos	Mr. Osborne	Mr. Winfield
Mr. Fowler	Mr. Palmer	Mr. Wright
Mr. Gardner	Mr. A. J. Parker	Mr. Yates
Mr. Gordon	Mr. I. S. Parker	Mr. Younglove
Mr. Grinnell	Mr. J. H. Parker	Mr. Young
Mr. Groom	Mr. Patterson	

95

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

The engrossed bill entitled "An act to confirm the proceedings of the inhabitants and trustees of the village of Penn-Yan, and to amend an act entitled 'An act to incorporate the village of Penn-Yan in the county of Yates,' passed April 29th, 1833," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 86 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Haight	Mr. Patterson
Mr. Arnold	Mr. Hall	Mr. Phelps
Mr. Barnes	Mr. Harris	Mr. J. P. Robinson
Mr. Beardslee	Mr. Hasbrouck	Mr. Ruggles
Mr. Bogardus	Mr. Healy	Mr. Schermerhorn
Mr. Bostwick	Mr. Herttell	Mr. Sears
Mr. Bowne	Mr. Hough	Mr. Shays
Mr. Brown	Mr. Humphrey	Mr. Snyder
Mr. Bull	Mr. Hunt	Mr. Spafard
Mr. Butrick	Mr. Ingalls	Mr. Stafford
Mr. Campbell	Mr. Kernan	Mr. Stevenson
Mr. Chamberlin	Mr. Kingman	Mr. Stone
Mr. Church	Mr. Le Fever	Mr. Strong
Mr. Clary	Mr. Lewis	Mr. Sumner
Mr. Coe	Mr. Mabbett	Mr. Temple
Mr. Crosby	Mr. M'Keon	Mr. Terry
Mr. Culver	Mr. M'Knight	Mr. Thomson
Mr. Dana	Mr. Mersereau	Mr. Todd
Mr. Degrauw	Mr. Mitchell	Mr. Tompkins
Mr. Drake	Mr. Morehouse	Mr. Wheeler
Mr. Dyer	Mr. Morrell	Mr. Whipple
Mr. Ellithorp	Mr. Myrick	Mr. Willes
Mr. Emmons	Mr. Nichols	Mr. Williams
Mr. Enos	Mr. Orr	Mr. Winfield
Mr. Fowler	Mr. Osborne	Mr. Wright

Mr. Gardner  
Mr. Gordon  
Mr. Grinnell  
Mr. Grover

Mr. Palmer  
Mr. A. J. Parker  
Mr. I. S. Parker  
Mr. J. H. Parker

Mr. Yates  
Mr. Younglove  
Mr. Young

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to amend an act to incorporate the Dutchess whaling company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson  
Mr. Angel  
Mr. Anthony  
Mr. Arnold  
Mr. Barnes  
Mr. Bartle  
Mr. Beardslee  
Mr. Bockoven  
Mr. Bogardus  
Mr. Bostwick  
Mr. Bowne  
Mr. Brasher  
Mr. Brown  
Mr. Bull  
Mr. Butrick  
Mr. Campbell  
Mr. Chamberlin  
Mr. Church  
Mr. Clark  
Mr. Coe  
Mr. Dana  
Mr. Degrauw  
Mr. Drake  
Mr. Dyer  
Mr. Ellithorp  
Mr. Emmons  
Mr. Enos  
Mr. Fleming  
Mr. Fowler  
Mr. Gardner  
Mr. Gordon

Mr. Grinnell  
Mr. Groom  
Mr. Grover  
Mr. Guinnip  
Mr. Haight  
Mr. Hall  
Mr. Harris  
Mr. Hasbrouck  
Mr. Healy  
Mr. Herttell  
Mr. Hough  
Mr. Humphrey  
Mr. Ingalls  
Mr. Johnson  
Mr. Jones  
Mr. Kernan  
Mr. Kingman  
Mr. Le Fever  
Mr. Lewis  
Mr. Mabbett  
Mr. Marvin  
Mr. M'Knight  
Mr. Mersereau  
Mr. Mitchell  
Mr. Morrell  
Mr. Myrick  
Mr. Nichols  
Mr. Orr  
Mr. Osborne  
Mr. Palmer  
Mr. I. S. Parker

Mr. J. H. Parker  
Mr. Patterson  
Mr. Phelps  
Mr. J. P. Robinson  
Mr. Ruggles  
Mr. Schermerhorn  
Mr. Sears  
Mr. Shays  
Mr. Smith  
Mr. Snyder  
Mr. Spafard  
Mr. Staats  
Mr. Stafford  
Mr. Stevenson  
Mr. Stone  
Mr. Strong  
Mr. Sumner  
Mr. Thomson  
Mr. Todd  
Mr. Tompkins  
Mr. Wait  
Mr. West  
Mr. Whipple  
Mr. Willes  
Mr. Williams  
Mr. Winfield  
Mr. Wood  
Mr. Wright  
Mr. Yates  
Mr. Younglove  
Mr. Young

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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill from the Senate, entitled "An act relative to the eastern branch of the Schoharie turnpike road," with the engrossed amendments, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 95 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Angel	Mr. Grover	Mr. Phelps
Mr. Anthony	Mr. Guinnip	Mr. O. Robinson
Mr. Arnold	Mr. Haight	Mr. J. P. Robinson
Mr. Barnes	Mr. Hall	Mr. Ruggles
Mr. Bartle	Mr. Harris	Mr. Schermerhorn
Mr. Beardslee	Mr. Hasbrouck	Mr. Sears
Mr. Bockoven	Mr. Healy	Mr. Shays
Mr. Bogardus	Mr. Herttell	Mr. Smith
Mr. Bostwick	Mr. Hough	Mr. Snyder
Mr. Bowne	Mr. Humphrey	Mr. Spafard
Mr. Brasher	Mr. Hunt	Mr. Staats
Mr. Bull	Mr. Ingalls	Mr. Stafford
Mr. Butrick	Mr. Johnson	Mr. Stevenson
Mr. Campbell	Mr. Jones	Mr. Strong
Mr. Cargill	Mr. Kernan	Mr. Sumner
Mr. Cash	Mr. Kingman	Mr. Temple
Mr. Chamberlin	Mr. Le Fever	Mr. Terry
Mr. Church	Mr. Lewis	Mr. Thomson
Mr. Clark	Mr. M'Keon	Mr. Todd
Mr. Coe	Mr. M'Knight	Mr. Tompkins
Mr. Dana	Mr. Mersereau	Mr. Wait
Mr. Degrauw	Mr. Mitchell	Mr. West
Mr. Drake	Mr. Morrell	Mr. Wheeler
Mr. Dyer	Mr. Myrick	Mr. Willes
Mr. Ellithorp	Mr. Nichols	Mr. Williams
Mr. Emmons	Mr. Orr	Mr. Winfield
Mr. Enos	Mr. Osborne	Mr. Wood
Mr. Fleming	Mr. Palmer	Mr. Wright
Mr. Fowler	Mr. A. J. Parker	Mr. Yates
Mr. Gardner	Mr. I. S. Parker	Mr. Younglove
Mr. Grinnell	Mr. J. H. Parker	Mr. Young
Mr. Groom	Mr. Patterson	

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Those who voted in the negative are

Mr. Whipple

1

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

The engrossed bill from the Senate, entitled "An act relative to the office of the register in the city of New-York," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act authorising the circuit judge of the second circuit to alter the terms of the court in that circuit," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to appoint commissioners to lay out a road from the city of Hudson to the town of Chatham in the county of Columbia;" and the engrossed bill entitled "An act further to amend the act entitled 'An act to amend the several acts relating to the city of Albany, and to combine the same into one act,' passed April 13th, 1826;" and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to appoint commissioners to lay out a road from the city of Hudson to the town of Chatham in the county of Columbia," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act further to amend the act entitled 'An act to amend the several acts relating to the city of Albany, and to combine the same into one act,' passed April 13th, 1826," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act confirming the acts of the commissioners of common schools in the division of the school district composed of parts of the towns of Colesville and Windsor in the county of Broome;" the engrossed bill entitled "An act to authorise the trustees of school district number two in the town of Sullivan in the county of Madison, to raise money by tax;" the engrossed bill entitled "An act to amend an act entitled 'An act to incorporate the village of Geneseo,' passed April 21st, 1832;" the engrossed bill entitled "An act to incorporate the James Port wharf and ways company;" the engrossed bill entitled "An act to incorporate the New-Woodstock academy;" the engrossed bill entitled "An act to incorporate the Trumansburgh academy," and the engrossed bill entitled "An act to incorporate the Port Benjamin turnpike company," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by justices of the peace;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shaya, from the said committee, reported progress, and asked for and obtained leave to sit again.

On motion of Mr. Staats,

*Resolved*, That the vote on the act further to amend the several acts relating to the city of Albany, and to combine the same into one act, passed April 13th, 1826, be reconsidered.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the president, directors and company of the Delaware county bank;" the engrossed bill entitled "An act to incorporate the president, directors and company of the Commercial bank of the city of New-York;" the engrossed bill entitled "An act to incorporate the president, directors and company of the Commercial bank of Buffalo;" the engrossed bill entitled "An act to amend the charter of the Saratoga county bank;" the engrossed bill entitled "An act relative to certain monies in the treasury of this State, arising from the sale of lot number four of the tract called the northwest part of the Oneida reservation;" the engrossed bill entitled "An act authorising the supervisors of the county of Dutchess to raise money to repair the court-house and jail of said county;" the engrossed bill entitled "An act for the relief of Enos Stone;" the engrossed bill entitled "An act for the relief of Thomas Livingston;" the engrossed bill entitled "An act to incorporate the Avon Springs rail-road company;" the engrossed bill entitled "An act to revive the act entitled 'An act to incorporate the village of Perry in the county of Genesee;'" the engrossed bill entitled "An act authorising the holding of a special town meeting in the town of Blenheim in the county of Schoharie," and the engrossed bill entitled "An act authorising the first judge of the county courts of the county of Broome to hold the courts of common pleas in said county," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

And then the House adjourned till four o'clock this afternoon.

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#### FOUR O'CLOCK P. M.

• The House met pursuant to adjournment.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts

held by justices of the peace;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for and obtained leave to sit again.

*Ordered*, That the usual number of copies of the said bill be printed for the use of the Legislature.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for and obtained leave to sit again.

*Ordered*, That the usual number of copies of the said bill, together with sections second, third, fourth, fifth, sixth and twelfth of the bill entitled "An act for the more effectual collection of debts due on contract or judgment," annexed thereto, be printed for the use of the Legislature.

And then the House adjourned until ten o'clock to-morrow morning.

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## FRIDAY, APRIL 11, 1834.



The House met pursuant to adjournment.

The petition of sundry inhabitants of the counties of Westchester and Putnam, praying for an appropriation from the State treasury to repair a certain road in said counties, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

Two several petitions of sundry inhabitants of the counties of Madison and Oneida, praying for the erection of a new town, to be annexed to the county of Madison, were read, and committed to the committee of the whole when on the bill to which it relates.

The petition of the inspectors of the Auburn State Prison, praying for the passage of an act allowing them pay for their services, was read, and committed to the committee of the whole when on the bill to which it relates.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Warren W. Case, praying compensation for damages alleged to have been done to his boat and cargo by the weigh-lock at Rochester on the Erie canal, reported a bill, entitled "An act for the relief of Warren W. Case;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which



was referred the petition of sundry inhabitants of the city of Utica, praying for an extension of the act incorporating the Bank for Savings in said city, reported a bill, entitled "An act to revive and amend the act entitled 'An act to incorporate the Bank for savings in the village of Utica,' passed March 27th, 1821;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Gordon, from the committee on the judiciary, to which was referred the bill entitled "An act amending the Revised Statutes, in relation to the appointment of inspectors of turnpikes," with instructions to report the same complete, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Stevenson, from the committee on claims, to which was referred the petition of sundry inhabitants of the city and county of Schenectady, praying that the banks of the Erie canal may be raised in certain places, together with the report of the Canal Commissioners thereon, reported, that in the opinion of the committee, the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Mabbett, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Rensselaer and Washington McAdam road company," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law, and recommend that it be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Gordon, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act authorising the board of supervisors of the county of Rensselaer to raise money for the purpose of paying a balance due for building a bridge in the town of Scaghticoke in said county," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Staats, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Young Men's association for mutual improvement in the city of Albany," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Bartle, from the select committee to which was referred the bill entitled "An act to repeal so much of the act entitled 'An act to incorporate the Montezuma turnpike and bridge company,' passed March 31st, 1815, and an act to amend the same, passed April 2d, 1819, as relates to the turnpike leading from Palmyra to Elbridge, except the bridge and causeways or roads over the Seneca river and marshes," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. West, from the select committee to which was referred the bill entitled "An act to incorporate the Seneca bridge company," and the bill entitled "An act to incorporate the Gowannus, Fort Hamilton and Bath turnpike company," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

Mr. Shays, from the select committee to which was referred the bill entitled "An act to incorporate the Saquoit Fulton fire company," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Gordon, from the select committee to which was referred the bill entitled "An act to incorporate the Waterford academic association," and the bill entitled "An act to amend the charter of the Bainbridge central bridge company," reported, that the committee had gone through the said bills, and agreed to the same severally without amendment; which he was directed to report to the House.

*Ordered,* That the bills be engrossed.

The Senate sent for concurrence, a bill entitled "An act to authorise George Rapelje to build a bridge over the Eastchester creek in the county of Westchester," and a bill entitled "An act for the relief of Margaret Elizabeth Dominick Marvin and Ann Dominick Marvin."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act to authorise George Rapelje to build a bridge over the Eastchester creek in the county of Westchester," was referred to a select committee, consisting of the members attending this House from the county of Westchester; and the bill entitled "An act for the relief of Margaret Elizabeth Dominick Marvin and Ann Dominick Marvin," was referred to a select committee, consisting of Mr. Herttell, Mr. Shays and Mr. Terry, severally to consider and report thereon.

Two several messages from the Senate were read, informing

that they have rejected the bill entitled "An act for the preservation of partridges, quails and woodcock in the counties of Rensselaer, Herkimer and Tioga;" and the bill entitled "An act to prevent the destruction of ducks in the Cayuga lake and outlet."

Three several messages from the Senate were read, informing that they have passed the bill entitled "An act relative to the south half of the gospel and school lot in the town of Guilford in the county of Chenango;" the bill entitled "An act to authorise the building of a school-house in the village of Lewiston," and the bill entitled "An act to alter the time of holding the February term of the court of common pleas and general sessions in the county of Greene," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

The Senate returned the bill entitled "An act to incorporate the village of Springville," and the bill entitled "An act authorising John A. Seaverson, Philip Seaverson and Richard V. V. Waldron to erect a dam across the Susquehannah river."

*Ordered*, That the clerk deliver the said bills to the Governor.

Two several messages from the Senate were read, informing that they have passed the bill entitled "An act for the relief of school district number three in the town of Gates in the county of Monroe," and the bill entitled "An act to annex a part of the town of Stockholm to the town of Norfolk," with the amendments therewith delivered.

The said bills and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bills to the Senate, and inform them that this House have concurred with them in their amendments to the said bills severally, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Ithaca and Port Renwick rail-road company," with the amendments therewith delivered.

*Ordered*, That the said bill and amendments be laid upon the table.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Orr; the same was again read, in the words following, to wit:

*Resolved*, That the vote on the act to amend the act for the benefit of the creditors of certain monied incorporations, be reconsidered.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	78	}
{	NAYS	18	}

Those who voted in the affirmative are

Mr. Anthony	Mr. Fowler	Mr. Myrick
Mr. Beardstee	Mr. Gardner	Mr. Orr
Mr. Bogardus	Mr. Germond	Mr. Osborne
Mr. Bostwick	Mr. Grinnell	Mr. A. J. Parker
Mr. Bowne	Mr. Groom	Mr. I. S. Parker
Mr. Brasher	Mr. Haight	Mr. Schermerhorn
Mr. Brown	Mr. Hall	Mr. Sears
Mr. Bull	Mr. Harris	Mr. Shays
Mr. Butrick	Mr. Healy	Mr. Smith
Mr. Campbell	Mr. Herttell	Mr. Spafard
Mr. Cargill	Mr. Hough	Mr. Staats
Mr. Cash	Mr. Humphrey	Mr. Stafford
Mr. Chamberlin	Mr. Ingalls	Mr. Stevenson
Mr. Church	Mr. Johnson	Mr. Stone
Mr. Clark	Mr. Jones	Mr. Sumner
Mr. Clary	Mr. Kernan	Mr. Terry
Mr. Coe	Mr. Kingman	Mr. Thomson
Mr. Crosby	Mr. Le Fever	Mr. Todd
Mr. Culver	Mr. Lewis	Mr. Wait
Mr. Dana	Mr. Mabbett	Mr. West
Mr. Degrauw	Mr. Marvin	Mr. Wheeler
Mr. Drake	Mr. M'Keon	Mr. Willes
Mr. Dyer	Mr. M'Knight	Mr. Williams
Mr. Ellithorp	Mr. Mersereau	Mr. Winfield
Mr. Emmons	Mr. Morehouse	Mr. Yates
Mr. Enos	Mr. Morrell	Mr. Younglove 78

Those who voted in the negative are

Mr. Barnes	Mr. Mitchell	Mr. Snyder
Mr. Bartle	Mr. Nichols	Mr. Strong
Mr. Fleming	Mr. Palmer	Mr. Temple
Mr. Gordon	Mr. J. H. Parker	Mr. Tompkins
Mr. Grover	Mr. Phelps	Mr. Whipple
Mr. Hunt	Mr. Ruggles	Mr. Young 18

Mr. Staats gave notice that he would, to-morrow at twelve o'clock, move a call of the House.

The engrossed bill from the Senate, entitled "An act authorizing the board of supervisors of the county of Rensselaer to raise money for the purpose of paying a balance due for the building a bridge in the town of Scaghticoke in said county," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act to revive and amend an act entitled 'An act to incorporate the Greenbush and Troy turnpike company,' passed April 14th, 1826," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 87 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Gardner	Mr. Phelps
Mr. Anthony	Mr. Germond	Mr. O. Robinson
Mr. Arnold	Mr. Gordon	Mr. J. P. Robinson
Mr. Bartle	Mr. Grinnell	Mr. Ruggles
Mr. Beardslee	Mr. Grover	Mr. Schermerhorn
Mr. Bockoven	Mr. Haight	Mr. Sears
Mr. Bogardus	Mr. Hall	Mr. Shays
Mr. Bowne	Mr. Hafris	Mr. Smith
Mr. Brasher	Mr. Herttell	Mr. Snyder
Mr. Brown	Mr. Humphrey	Mr. Spafard
Mr. Bull	Mr. Ingalls	Mr. Staats
Mr. Butrick	Mr. Johnson	Mr. Stafford
Mr. Campbell	Mr. Jones	Mr. Stevenson
Mr. Cargill	Mr. Kingman	Mr. Strong
Mr. Chamberlin	Mr. Le Fever	Mr. Sumner
Mr. Church	Mr. Lewis	Mr. Temple
Mr. Clark	Mr. Mabbett	Mr. Terry
Mr. Clary	Mr. Marvin	Mr. Thomson
Mr. Coe	Mr. M'Knight	Mr. Wait
Mr. Crosby	Mr. Morrell	Mr. West
Mr. Culver	Mr. Myrick	Mr. Wheeler
Mr. Dana	Mr. Nichols	Mr. Whipple
Mr. Degrauw	Mr. Orr	Mr. Willes
Mr. Drake	Mr. Osborne	Mr. Williams
Mr. Dyer	Mr. Palmer	Mr. Winfield
Mr. Ellithorp	Mr. A. J. Parker	Mr. Wood
Mr. Emmons	Mr. I. S. Parker	Mr. Yates
Mr. Enos	Mr. J. H. Parker	Mr. Younglove
Mr. Fleming	Mr. Patterson	Mr. Young

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*Ordered*, That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

The engrossed bill entitled "An act to authorise the supervisors of the county of Ulster to raise money to build a bridge across the Walkill in the town of New-Paltz," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act authorising the supervisors of the county of Dutchess to raise money to repair the court-house and jail of said county," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to authorise the trustees of school district number two in the town of Sullivan in the county of Madison, to raise money by tax," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act confirming the acts of the commissioners of common schools in the division of the school district composed of parts of the towns of Colesville and Windsor in the county of Broome;" was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to incorporate the James Port wharf and ways company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Groom	Mr. Phelps
Mr. Anthony	Mr. Grover	Mr. J. P. Robinson
Mr. Bagley	Mr. Guinnip	Mr. Ruggles
Mr. Barnes	Mr. Haight	Mr. Schermerhorn
Mr. Bartle	Mr. Hall	Mr. Sears
Mr. Beardslee	Mr. Harris	Mr. Shays
Mr. Bogardus	Mr. Healy	Mr. Smith
Mr. Bostwick	Mr. Herttell	Mr. Snyder
Mr. Bowne	Mr. Hough	Mr. Spafard
Mr. Brasher	Mr. Humphrey	Mr. Staats
Mr. Brown	Mr. Hunt	Mr. Stafford
Mr. Butrick	Mr. Ingalls	Mr. Stevenson
Mr. Campbell	Mr. Johnson	Mr. Stone
Mr. Cargill	Mr. Jones	Mr. Strong
Mr. Cash	Mr. Kernan	Mr. Sumner
Mr. Church	Mr. Le Fever	Mr. Temple
Mr. Clark	Mr. Lewis	Mr. Terry
Mr. Clary	Mr. Mabbett	Mr. Thomson
Mr. Coe	Mr. Marvin	Mr. Todd
Mr. Crosby	Mr. M'Keon	Mr. Tompkins
Mr. Culver	Mr. M'Knight	Mr. Wait
Mr. Dana	Mr. Mersereau	Mr. Wheeler
Mr. Degrauw	Mr. Mitchell	Mr. Whipple
Mr. Drake	Mr. Myrick	Mr. Willes
Mr. Dyer	Mr. Nichols	Mr. Williams
Mr. Ellithorp	Mr. Orr	Mr. Winfield
Mr. Emmons	Mr. Osborne	Mr. Wood
Mr. Enos	Mr. Palmer	Mr. Wright
Mr. Germond	Mr. A. J. Parker	Mr. Yates
Mr. Gordon	Mr. I. S. Parker	Mr. Younglove
Mr. Grinnell	Mr. Patterson	Mr. Young

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The engrossed bill entitled "An act further to amend the act

entitled 'An act to amend the several acts relating to the city of Albany, and to combine the same into one act,' passed April 13th, 1826," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 87 }  
{ NAYS 09 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Grinnell	Mr. O. Robinson
Mr. Arnold	Mr. Groom	Mr. J. P. Robinson
Mr. Bagley	Mr. Guinnip	Mr. Ruggles
Mr. Barnes	Mr. Haight	Mr. Schermerhorn
Mr. Bartle	Mr. Hall	Mr. Shays
Mr. Beardslee	Mr. Healy	Mr. Smith
Mr. Bockoven	Mr. Herttell	Mr. Snyder
Mr. Bogardus	Mr. Hough	Mr. Spafard
Mr. Bostwick	Mr. Humphrey	Mr. Staats
Mr. Bowne	Mr. Hunt	Mr. Stafford
Mr. Brasher	Mr. Ingalls	Mr. Stevenson
Mr. Brown	Mr. Jones	Mr. Stone
Mr. Butrick	Mr. Kernan	Mr. Strong
Mr. Campbell	Mr. Kingman	Mr. Sumner
Mr. Cargill	Mr. Le Fever	Mr. Temple
Mr. Cash	Mr. Mabbett	Mr. Terry
Mr. Chamberlin	Mr. Marvin	Mr. Thomson
Mr. Church	Mr. M'Keon	Mr. Todd
Mr. Clark	Mr. M'Knight	Mr. Tompkins
Mr. Coe	Mr. Mersereau	Mr. Wait
Mr. Culver	Mr. Morrell	Mr. West
Mr. Dana	Mr. Myrick	Mr. Whipple
Mr. Degrauw	Mr. Orr	Mr. Willes
Mr. Drake	Mr. Osborne	Mr. Williams
Mr. Dyer	Mr. Palmer	Mr. Winfield
Mr. Ellithorp	Mr. A. J. Parker	Mr. Wright
Mr. Enos	Mr. I. S. Parker	Mr. Yates
Mr. Fowler	Mr. J. H. Parker	Mr. Younglove
Mr. Gardner	Mr. Phelps	Mr. Young

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Those who voted in the negative are

Mr. Clary	Mr. Gordon	Mr. Morehouse
Mr. Emmons	Mr. Harris	Mr. Patterson
Mr. Fleming	Mr. Mitchell	Mr. Wheeler

9

The engrossed bill entitled "An act relative to certain monies in the treasury of this State, arising from the sale of lot number four

of the tract called the northwest part of the Oneida reservation," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 98 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Grover	Mr. Phelps
Mr. Anthony	Mr. Guinnip	Mr. O. Robinson
Mr. Arnold	Mr. Haight	Mr. J. P. Robinson
Mr. Bagley	Mr. Hall	Mr. Schermerhorn
Mr. Barnes	Mr. Harris	Mr. Sears
Mr. Bartle	Mr. Healy	Mr. Shays
Mr. Beardslee	Mr. Herttell	Mr. Smith
Mr. Bockoven	Mr. Hough	Mr. Snyder
Mr. Bogardus	Mr. Humphrey	Mr. Spafard
Mr. Bostwick	Mr. Hunt	Mr. Staats
Mr. Brasher	Mr. Ingalls	Mr. Stafford
Mr. Butrick	Mr. Jones	Mr. Stevenson
Mr. Campbell	Mr. Kernan	Mr. Stone
Mr. Cargill	Mr. Kingman	Mr. Strong
Mr. Cash	Mr. Le Fever	Mr. Sumner
Mr. Chamberlin	Mr. Lewis	Mr. Temple
Mr. Church	Mr. Mabbett	Mr. Terry
Mr. Clark	Mr. Marvin	Mr. Thomson
Mr. Clary	Mr. M'Keon	Mr. Todd
Mr. Coe	Mr. M'Knight	Mr. Tompkins
Mr. Crosby	Mr. Mersereau	Mr. Wait
Mr. Culver	Mr. Mitchell	Mr. West
Mr. Dana	Mr. Morehouse	Mr. Wheeler
Mr. Degrauw	Mr. Morrell	Mr. Whipple
Mr. Dyer	Mr. Myrick	Mr. Willes
Mr. Ellithorp	Mr. Nichols	Mr. Williams
Mr. Emmons	Mr. Orr	Mr. Winfield
Mr. Enos	Mr. Osborne	Mr. Wood
Mr. Gardner	Mr. Palmer	Mr. Wright
Mr. Germond	Mr. A. J. Parker	Mr. Yates
Mr. Gordon	Mr. I. S. Parker	Mr. Younglove
Mr. Grinnell	Mr. J. H. Parker	Mr. Young
Mr. Groom	Mr. Patterson	

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

*Ordered*, That the bill entitled "An act for the relief of Enos Stone and others," be referred to the committee appointed in pursuance of the forty-seventh standing rule of this House, to consider and report thereon.



The engrossed bill entitled "An act to amend an act entitled 'An act to incorporate the village of Geneseo,' passed April 21, 1832," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 87 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Gordon	Mr. J. H. Parker
Mr. Barnes	Mr. Grinnell	Mr. Phelps
Mr. Bartle	Mr. Groom	Mr. O. Robinson
Mr. Beardslee	Mr. Grover	Mr. J. P. Robinson
Mr. Bogardus	Mr. Guinnip	Mr. Ruggles
Mr. Bostwick	Mr. Haight	Mr. Schermerhorn
Mr. Bowne	Mr. Hall	Mr. Sears
Mr. Brasher	Mr. Harris	Mr. Shays
Mr. Brown	Mr. Healy	Mr. Smith
Mr. Bull	Mr. Herttell	Mr. Snyder
Mr. Campbell	Mr. Hough	Mr. Spafard
Mr. Cargill	Mr. Humphrey	Mr. Staats
Mr. Chamberlin	Mr. Hunt	Mr. Stafford
Mr. Church	Mr. Ingalls	Mr. Stevenson
Mr. Clark	Mr. Johnson	Mr. Stone
Mr. Clary	Mr. Kernan	Mr. Sumner
Mr. Coe	Mr. Kingman	Mr. Temple
Mr. Crosby	Mr. Le Fever	Mr. Terry
Mr. Culver	Mr. Lewis	Mr. Thomson
Mr. Dana	Mr. M'Keon	Mr. Tompkins
Mr. Degrauw	Mr. Mersereau	Mr. Wait
Mr. Drake	Mr. Mitchell	Mr. West
Mr. Dyer	Mr. Morehouse	Mr. Whipple
Mr. Ellithorp	Mr. Nichols	Mr. Willes
Mr. Emmons	Mr. Orr	Mr. Williams
Mr. Enos	Mr. Osborne	Mr. Wright
Mr. Fleming	Mr. Palmer	Mr. Yates
Mr. Gardner	Mr. A. J. Parker	Mr. Younglove
Mr. Germond	Mr. I. S. Parker	Mr. Young

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The engrossed bill entitled "An act authorising the first judge of the county courts of the county of Broome to hold the courts of common pleas in said county," was read the third time.

*Resolved,* That the bill do pass.

The engrossed bill entitled "An act authorising the holding of a special town meeting in the town of Blenheim in the county of Schoharie," was read the third time.

*Resolved,* That the bill do pass.

The engrossed bill entitled "An act for the relief of Thomas Livingston," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

And then the House adjourned till four o'clock this afternoon.

#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

Mr. Grinnell made a motion that the House should agree to the general orders of the day upon the table, and resolve itself into a committee of the whole on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by justices of the peace."

Mr. Speaker put the question whether the House would agree to the motion of Mr. Grinnell, and it was determined in the affirmative.

{ AYES 49 }  
{ NAYS 27 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. J. H. Parker
Mr. Bartle	Mr. Grinnell	Mr. Schermerhorn
Mr. Beardslee	Mr. Groom	Mr. Shays
Mr. Bogardus	Mr. Hough	Mr. Staats
Mr. Bowne	Mr. Ingalls	Mr. Stafford
Mr. Butrick	Mr. Johnson	Mr. Stone
Mr. Campbell	Mr. Jones	Mr. Temple
Mr. Cash	Mr. Kernan	Mr. Thomson
Mr. Church	Mr. Kingman	Mr. Tompkins
Mr. Clark	Mr. Mabbett	Mr. Wait
Mr. Clary	Mr. M'Knight	Mr. West
Mr. Coe	Mr. Morehouse	Mr. Wheeler
Mr. Crosby	Mr. Nichols	Mr. Willes
Mr. Dana	Mr. Orr	Mr. Winfield
Mr. Dyer	Mr. Palmer	Mr. Yates
Mr. Enos	Mr. A. J. Parker	Mr. Young
Mr. Fleming		

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Those who voted in the negative are

Mr. Angel	Mr. Le Fever	Mr. Smith	
Mr. Anthony	Mr. Marvin	Mr. Stevenson	
Mr. Brasher	Mr. M'Keon	Mr. Sumner	
Mr. Bull	Mr. Mersereau	Mr. Terry	
Mr. Cargill	Mr. Mitchell	Mr. Todd	
Mr. Degrauw	Mr. Morrell	Mr. Whipple	
Mr. Hall	Mr. Osborne	Mr. Williams	
Mr. Herttell	Mr. J. P. Robinson	Mr. Wood	
Mr. Humphrey	Mr. Ruggles	Mr. Younglove	27

The House then resolved itself into a committee of the whole, on the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by justices of the peace;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Shays, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of one member from each Senate district, to report the same complete.

*Ordered*, That Mr. Marvin, Mr. Shays, Mr. Bowne, Mr. Mitchell, Mr. Clary, Mr. Morris, Mr. Gordon and Mr. Staats, be the said committee.

And then the House adjourned until ten o'clock to-morrow morning.

## SATURDAY, APRIL 12, 1834.

The House met pursuant to adjournment.

Two several remonstrances of the directors of the Saratoga and Fort Edward Rail-Road, and of sundry inhabitants of the county of Saratoga, against the passage of an act incorporating the Washington and Saratoga Rail-Road Company, were read, and ordered to be laid upon the table.

The petition of Isaac Cushman and others of the county of Otsego, praying for the incorporation of the Van Buren Cotton Manufacturing Company, was read, and referred to the committee on trade and manufactures.

The petition of sundry inhabitants of the county of Westchester, praying for the repeal of so much of the law authorising the levying of a tax on dogs, as relates to said county, was read, and referred to a select committee, consisting of Mr. Lockwood, Mr. Crosby and Mr. Anderson.

Mr. Palmer, from the select committee to which was referred the bill entitled "An act to amend an act to incorporate the La Fayette fire company in the village of Lansingburgh," reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Anderson, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to authorise George Rapelje to build a bridge over the Eastchester creek in the county of Westchester," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Shays, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act for the relief of Margaret Elizabeth Dominick Marvin and Ann Dominick Marvin," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.

Mr. Degrauw, from the select committee to which was referred the bill entitled "An act to incorporate the Firemen's bank of the city of New-York," reported, that the committee had gone through the said bill, conformed its provisions to the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Staats, from the select committee to which was referred the bill entitled "An act to incorporate the Essex county academy," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. J. P. Robinson, from the select committee to which was referred the bill entitled "An act to incorporate the Plattsburgh manufacturing company," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend an act to incorporate the La Fayette fire company in the village of Lansingburgh;" the engrossed bill entitled "An act to amend the charter of the Bainbridge central bridge company;" the engrossed bill entitled "An act to amend section first of title first of chapter fourth of part second of the Revised Statutes, in relation to

limited partnerships;" the engrossed bill entitled "An act amending the Revised Statutes, in relation to the appointment of inspectors of turnpikes;" the engrossed bill entitled "An act to incorporate the Saquoit Fulton fire company;" the engrossed bill entitled "An act to amend the charter of the Bank of Genesee;" the engrossed bill entitled "An act to repeal so much of the act entitled 'An act to incorporate the Montezuma turnpike and bridge company,' passed March 31st, 1815, and an act to amend the same, passed April 2d, 1819, as relates to the turnpike leading from Palmyra to Elbridge, except the bridge and causeways or roads over the Seneca river and marshes;" the engrossed bill entitled "An act to amend the charter of the Lockport bank;" the engrossed bill entitled "An act to incorporate the president, directors and company of the Clinton county bank;" the engrossed bill entitled "An act to incorporate the president, directors and company of the Pearl-street bank;" the engrossed bill entitled "An act to incorporate the president, directors and company of the Kinderhook bank;" the engrossed bill entitled "An act to incorporate the president, directors and company of the Cortland county bank;" and the engrossed bill entitled "An act to incorporate the president, directors and company of the New-Berlin bank;" and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the Saratoga county mutual fire insurance company;" the engrossed bill entitled "An act appointing commissioners to lay out and open a road in the counties of Jefferson and St. Lawrence;" the engrossed bill entitled "An act for the relief of the trustees of Middlebury academy;" the engrossed bill entitled "An act to amend the charter of the Bank of Ogdensburg;" the engrossed bill entitled "An act to increase the capital of the Phenix bank in the city of New-York;" the engrossed bill entitled "An act to incorporate the president, directors and company of the Bank of Owego;" and the engrossed bill entitled "An act to incorporate the president, directors and company of the Bank of Orleans;" and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

## TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, to borrow money."

Also the bill entitled "An act to amend the act entitled 'An act to incorporate the Mayville and Portland rail-road company,' passed March 29th, 1832."

Also the bill entitled "An act relating to the court of common pleas for the city and county of New-York."

Also the bill entitled "An act to authorise Herman Le Roy junior, to erect a dam across a creek in the township of Pelham and county of Westchester."

W. L. MARCY.

*Albany, April 11, 1834.*

The engrossed bill entitled "An act to incorporate the president, directors and company of the Oneida county bank," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 97 }  
{ NAYS 05 }

Those who voted in the affirmative are

Mr. Angel	Mr. Gordon	Mr. Ringgold
Mr. Anthony	Mr. Grinnell	Mr. O. Robinson
Mr. Arnold	Mr. Groom	Mr. J. P. Robinson
Mr. Barnes	Mr. Guinnip	Mr. Ruggles
Mr. Bartle	Mr. Haight	Mr. Schermerhorn
Mr. Beardslee	Mr. Hall	Mr. Sears
Mr. Bogardus	Mr. Healy	Mr. Shays
Mr. Bostwick	Mr. Hough	Mr. Smith
Mr. Bowne	Mr. Humphrey	Mr. Snyder
Mr. Brasher	Mr. Hunt	Mr. Spafard
Mr. Brown	Mr. Ingalls	Mr. Staats
Mr. Bull	Mr. Jones	Mr. Stafford
Mr. Butrick	Mr. Kernan	Mr. Stevenson
Mr. Campbell	Mr. Kingman	Mr. Stone
Mr. Cargill	Mr. Le Fever	Mr. Sumner
Mr. Case	Mr. Lockwood	Mr. Temple
Mr. Cash	Mr. Mabbett	Mr. Terry
Mr. Chamberlin	Mr. Marvin	Mr. Thomson
Mr. Church	Mr. M'Keon	Mr. Todd
Mr. Clark	Mr. M'Knight	Mr. Tompkins
Mr. Clary	Mr. Mersereau	Mr. Wait
Mr. Conklin	Mr. Mitchell	Mr. West
Mr. Culver	Mr. Morrell	Mr. Wheaton
Mr. Dana	Mr. Myers	Mr. Wheeler
Mr. Degrauw	Mr. Myrick	Mr. Whipple
Mr. Drake	Mr. Orr	Mr. Williams
Mr. Dyer	Mr. Osborne	Mr. Winfield

Mr. Ellithorp	Mr. Palmer	Mr. Wood
Mr. Emmons	Mr. A. J. Parker	Mr. Wright
Mr. Enos	Mr. I. S. Parker	Mr. Yates
Mr. Fowler	Mr. J. H. Parker	Mr. Younglove
Mr. Gardner	Mr. Phelps	Mr. Young
Mr. Germond		

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Those who voted in the negative are

Mr. Johnson	Mr. Parkhurst	Mr. Ward
Mr. Nichols	Mr. Patterson	

5

The engrossed bill entitled "An act to incorporate the president, directors and company of the Commercial bank of Buffalo," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 105 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. Patterson
Mr. Angel	Mr. Germond	Mr. Phelps
Mr. Anthony	Mr. Gordon	Mr. Ringgold
Mr. Arnold	Mr. Grinnell	Mr. O. Robinson
Mr. Barnes	Mr. Groom	Mr. J. P. Robinson
Mr. Bartle	Mr. Guinnip	Mr. Ruggles
Mr. Beardslee	Mr. Haight	Mr. Schermerhorn
Mr. Bockoven	Mr. Hall	Mr. Sears
Mr. Bogardus	Mr. Healy	Mr. Shays
Mr. Bostwick	Mr. Hough	Mr. Smith
Mr. Bowne	Mr. Humphrey	Mr. Snyder
Mr. Brasher	Mr. Hunt	Mr. Spafard
Mr. Brown	Mr. Ingalls	Mr. Staats
Mr. Bull	Mr. Johnson	Mr. Stafford
Mr. Butrick	Mr. Jones	Mr. Stevenson
Mr. Campbell	Mr. Kernan	Mr. Stone
Mr. Cargill	Mr. Kingman	Mr. Sumner
Mr. Case	Mr. Le Fever	Mr. Temple
Mr. Cash	Mr. Lewis	Mr. Terry
Mr. Chamberlin	Mr. Lockwood	Mr. Thomson
Mr. Church	Mr. Mabbett	Mr. Todd
Mr. Clark	Mr. Marvin	Mr. Tompkins
Mr. Clary	Mr. M'Keon	Mr. Wait

Mr. Coe	Mr. M'Knight	Mr. Ward
Mr. Conklin	Mr. Mersereau	Mr. West
Mr. Crosby	Mr. Mitchell	Mr. Wheaton
Mr. Culver	Mr. Morrell	Mr. Wheeler
Mr. Dana	Mr. Myers	Mr. Whipple
Mr. Degrauw	Mr. Myrick	Mr. Williams
Mr. Drake	Mr. Orr	Mr. Winfield
Mr. Dyer	Mr. Osborne	Mr. Wood
Mr. Ellithorp	Mr. Palmer	Mr. Wright
Mr. Emmons	Mr. A. J. Parker	Mr. Yates
Mr. Enos	Mr. I. S. Parker	Mr. Younglove
Mr. Fowler	Mr. J. H. Parker	Mr. Young

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The engrossed bill entitled "An act to incorporate the New-Woodstock academy," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Grinnell	Mr. Phelps
Mr. Anthony	Mr. Groom	Mr. J. P. Robinson
Mr. Arnold	Mr. Guinnip	Mr. Schermerhorn
Mr. Barnes	Mr. Haight	Mr. Sears
Mr. Bartle	Mr. Hall	Mr. Shays
Mr. Beardslee	Mr. Healy	Mr. Smith
Mr. Bogardus	Mr. Hough	Mr. Snyder
Mr. Bostwick	Mr. Humphrey	Mr. Spafard
Mr. Brasher	Mr. Hunt	Mr. Staats
Mr. Brown	Mr. Ingalls	Mr. Stafford
Mr. Bull	Mr. Johnson	Mr. Stevenson
Mr. Butrick	Mr. Kernan	Mr. Stone
Mr. Campbell	Mr. Kingman	Mr. Sumner
Mr. Cargill	Mr. Le Fever	Mr. Temple
Mr. Case	Mr. Lewis	Mr. Terry
Mr. Cash	Mr. Lockwood	Mr. Thomson
Mr. Chamberlin	Mr. Mabbett	Mr. Todd
Mr. Church	Mr. M'Keon	Mr. Tompkins
Mr. Clark	Mr. M'Knight	Mr. Wait
Mr. Clary	Mr. Mersereau	Mr. Ward
Mr. Conklin	Mr. Mitchell	Mr. West
Mr. Culver	Mr. Morrell	Mr. Wheaton
Mr. Dana	Mr. Myrick	Mr. Wheeler
Mr. Degrauw	Mr. Nichols	Mr. Whipple
Mr. Dyer	Mr. Orr	Mr. Williams
Mr. Emmons	Mr. Osborne	Mr. Winfield



Mr. Enos	Mr. Palmer	Mr. Wood
Mr. Fowler	Mr. A. J. Parker	Mr. Wright
Mr. Gardner	Mr. I. S. Parker	Mr. Yates
Mr. Germond	Mr. Parkhurst	Mr. Younglove
Mr. Gordon	Mr. Patterson	Mr. Young

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The engrossed bill entitled "An act to incorporate the Trumansburgh academy," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Guinnip	Mr. O. Robinson
Mr. Bartle	Mr. Haight	Mr. J. P. Robinson
Mr. Beardslee	Mr. Hall	Mr. Ruggles
Mr. Bockoven	Mr. Healy	Mr. Schermerhorn
Mr. Bogardus	Mr. Herttell	Mr. Sears
Mr. Bostwick	Mr. Hough	Mr. Shays
Mr. Brasher	Mr. Humphrey	Mr. Smith
Mr. Browa	Mr. Johnson	Mr. Snyder
Mr. Bull	Mr. Jones	Mr. Spafard
Mr. Butrick	Mr. Kernan	Mr. Staats
Mr. Campbell	Mr. Kingman	Mr. Stafford
Mr. Cargill	Mr. Le Fever	Mr. Stevenson
Mr. Case	Mr. Lockwood	Mr. Stone
Mr. Cash	Mr. Mabbett	Mr. Sumner
Mr. Chamberlin	Mr. Marvin	Mr. Temple
Mr. Church	Mr. M'Keon	Mr. Terry
Mr. Clark	Mr. M'Knight	Mr. Thomson
Mr. Clary	Mr. Mersereau	Mr. Todd
Mr. Conklin	Mr. Mitchell	Mr. Tompkins
Mr. Culver	Mr. Morehouse	Mr. Wait
Mr. Dana	Mr. Morrell	Mr. Ward
Mr. Degrauw	Mr. Myers	Mr. West
Mr. Drake	Mr. Nichols	Mr. Wheaton
Mr. Dyer	Mr. Orr	Mr. Wheeler
Mr. Ellithorp	Mr. Osborne	Mr. Whipple
Mr. Emmons	Mr. Palmer	Mr. Willes
Mr. Enos	Mr. A. J. Parker	Mr. Williams
Mr. Fowler	Mr. I. S. Parker	Mr. Winfield
Mr. Gardner	Mr. J. H. Parker	Mr. Wood
Mr. Gordon	Mr. Parkhurst	Mr. Yates
Mr. Grinnell	Mr. Patterson	Mr. Younglove
Mr. Groom	Mr. Ringgold	Mr. Young

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The engrossed bill entitled "An act to incorporate the Saratoga and Washington rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 07 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. I. S. Parker
Mr. Angel	Mr. Gordon	Mr. J. H. Parker
Mr. Anthony	Mr. Grinnell	Mr. Parkhurst
Mr. Arnold	Mr. Groom	Mr. Patterson
Mr. Barnes	Mr. Guinnip	Mr. Ringgold
Mr. Beardslee	Mr. Haight	Mr. O. Robinson
Mr. Bockoven	Mr. Hall	Mr. J. P. Robinson
Mr. Bostwick	Mr. Healy	Mr. Sears
Mr. Brasher	Mr. Hunt	Mr. Shays
Mr. Bull	Mr. Ingalls	Mr. Snyder
Mr. Butrick	Mr. Johnson	Mr. Stafford
Mr. Campbell	Mr. Jones	Mr. Stevenson
Mr. Case	Mr. Kernan	Mr. Stone
Mr. Cash	Mr. Kingman	Mr. Sumner
Mr. Chamberlin	Mr. Le Fever	Mr. Terry
Mr. Church	Mr. Lewis	Mr. Thomson
Mr. Clark	Mr. Lockwood	Mr. Todd
Mr. Clary	Mr. Mabbett	Mr. Tompkins
Mr. Coe	Mr. Marvin	Mr. Wait
Mr. Conklin	Mr. M'Knight	Mr. Ward
Mr. Culver	Mr. Mersereau	Mr. West
Mr. Dana	Mr. Mitchell	Mr. Wheeler
Mr. Degrauw	Mr. Morrell	Mr. Whipple
Mr. Drake	Mr. Myers	Mr. Winfield
Mr. Dyer	Mr. Myrick	Mr. Wood
Mr. Ellithorp	Mr. Nichols	Mr. Wright
Mr. Emmons	Mr. Orr	Mr. Yates
Mr. Enos	Mr. Osborne	Mr. Younglove
Mr. Fowler	Mr. Palmer	Mr. Young
Mr. Gardner	Mr. A. J. Parker	

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Those who voted in the negative are

Mr. Bownc	Mr. Schermerhorn	Mr. Temple
Mr. Brown	Mr. Staats	Mr. Williams
Mr. Humphrey		

7

The engrossed bill entitled "An act to incorporate the president, directors and company of the Sacket's-Harbor bank," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 101 }  
{ NAYS 05 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Enos	Mr. J. H. Parker
Mr. Angel	Mr. Fowler	Mr. Patterson
Mr. Anthony	Mr. Gardner	Mr. Phelps
Mr. Arnold	Mr. Germond	Mr. Ringgold
Mr. Bagley	Mr. Gordon	Mr. O. Robinson
Mr. Barnes	Mr. Groom	Mr. J. P. Robinson
Mr. Bartle	Mr. Guinnip	Mr. Ruggles
Mr. Beardslee	Mr. Haight	Mr. Schermerhorn
Mr. Bockoven	Mr. Hall	Mr. Sears
Mr. Bogardus	Mr. Healy	Mr. Shays
Mr. Bostwick	Mr. Hough	Mr. Smith
Mr. Bowne	Mr. Humphrey	Mr. Snyder
Mr. Brasher	Mr. Hunt	Mr. Spafard
Mr. Brown	Mr. Ingalls	Mr. Staats
Mr. Bull	Mr. Jones	Mr. Stafford
Mr. Butrick	Mr. Kernan	Mr. Stevenson
Mr. Campbell	Mr. Kingman	Mr. Stone
Mr. Cargill	Mr. Le Fever	Mr. Sumner
Mr. Case	Mr. Lewis	Mr. Terry
Mr. Cash	Mr. Lockwood	Mr. Thomson
Mr. Chamberlin	Mr. Mabbett	Mr. Todd
Mr. Church	Mr. Marvin	Mr. Tompkins
Mr. Clark	Mr. M'Keon	Mr. Wait
Mr. Clary	Mr. M'Knight	Mr. West
Mr. Coe	Mr. Mersereau	Mr. Wheeler
Mr. Conklin	Mr. Mitchell	Mr. Whipple
Mr. Crosby	Mr. Morrell	Mr. Williams
Mr. Culver	Mr. Myers	Mr. Winfield
Mr. Dana	Mr. Myrick	Mr. Wood
Mr. Degrauw	Mr. Nichols	Mr. Wright
Mr. Drake	Mr. Orr	Mr. Yates
Mr. Dyer	Mr. Palmer	Mr. Younglove
Mr. Ellithorp	Mr. A. J. Parker	Mr. Young
Mr. Emmons	Mr. I. S. Parker	

101

Those who voted in the negative are

Mr. Johnson	Mr. Temple	Mr. Wheaton
Mr. Osborne	Mr. Ward	

5

The engrossed bill entitled "An act to incorporate the president, directors and company of the Delaware county bank," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 100 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. Patterson
Mr. Angel	Mr. Gordon	Mr. Phelps
Mr. Anthony	Mr. Groom	Mr. Ringgold
Mr. Arnold	Mr. Guinnip	Mr. O. Robinson
Mr. Bagley	Mr. Haight	Mr. J. P. Robinson
Mr. Barnes	Mr. Hall	Mr. Ruggles
Mr. Bartlo	Mr. Healy	Mr. Schermerhorn
Mr. Beardslee	Mr. Hough	Mr. Sears
Mr. Bogardus	Mr. Humphrey	Mr. Shays
Mr. Bostwick	Mr. Hunt	Mr. Smith
Mr. Bowne	Mr. Ingalls	Mr. Snyder
Mr. Brasher	Mr. Jones	Mr. Spafard
Mr. Bull	Mr. Kernan	Mr. Staats
Mr. Butrick	Mr. Kingman	Mr. Stafford
Mr. Campbell	Mr. Le Fever	Mr. Stevenson
Mr. Cargill	Mr. Lewis	Mr. Stone
Mr. Case	Mr. Lockwood	Mr. Sumner
Mr. Cash	Mr. Mabbett	Mr. Terry
Mr. Chamberlin	Mr. Marvin	Mr. Thomson
Mr. Church	Mr. M'Keon	Mr. Todd
Mr. Clark	Mr. M'Knight	Mr. Tompkins
Mr. Clary	Mr. Mersereau	Mr. Wait
Mr. Conklin	Mr. Mitchell	Mr. West
Mr. Crosby	Mr. Morrell	Mr. Wheaton
Mr. Culver	Mr. Myers	Mr. Wheeler
Mr. Dana	Mr. Myrick	Mr. Whipple
Mr. Degrauw	Mr. Orr	Mr. Williams
Mr. Drake	Mr. Osborne	Mr. Winfield
Mr. Dyer	Mr. Palmer	Mr. Wood
Mr. Ellithorp	Mr. A. J. Parker	Mr. Wright
Mr. Emmons	Mr. I. S. Parker	Mr. Yates
Mr. Enos	Mr. J. H. Parker	Mr. Younglove
Mr. Fowler	Mr. Parkhurst	Mr. Young
Mr. Gardner		

Those who voted in the negative are

Mr. Ward

1

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill entitled "An act to incorporate the president, directors and company of the Pearl-street bank," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 76 }  
{ NAYS 21 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Emmons	Mr. I. S. Parker
Mr. Angel	Mr. Enos	Mr. Patterson
Mr. Anthony	Mr. Fowler	Mr. Phelps
Mr. Arnold	Mr. Gardner	Mr. Ringgold
Mr. Barnes	Mr. Germond	Mr. O. Robinson
Mr. Bartle	Mr. Groom	Mr. J. P. Robinson
Mr. Beardslee	Mr. Guinnip	Mr. Ruggles
Mr. Bogardus	Mr. Hall	Mr. Smith
Mr. Bostwick	Mr. Humphrey	Mr. Snyder
Mr. Bowne	Mr. Hunt	Mr. Spafard
Mr. Brasher	Mr. Ingalls	Mr. Staats
Mr. Bull	Mr. Jones	Mr. Stafford
Mr. Butrick	Mr. Kingman	Mr. Stevenson
Mr. Campbell	Mr. Le Fever	Mr. Sumner
Mr. Case	Mr. Lockwood	Mr. Terry
Mr. Cash	Mr. Mabbett	Mr. Todd
Mr. Chamberlin	Mr. Marvin	Mr. Tompkins
Mr. Church	Mr. M'Keon	Mr. Ward
Mr. Clark	Mr. M'Knight	Mr. West
Mr. Clary	Mr. Mersereau	Mr. Wheeler
Mr. Conklin	Mr. Mitchell	Mr. Wood
Mr. Culver	Mr. Myrick	Mr. Wright
Mr. Degrauw	Mr. Orr	Mr. Yates
Mr. Drake	Mr. Palmer	Mr. Younglove
Mr. Dyer	Mr. A. J. Parker	Mr. Young
Mr. Ellithorp		

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Those who voted in the negative are

Mr. Brown	Mr. Morrell	Mr. Stone
Mr. Cargill	Mr. Myers	Mr. Temple
Mr. Dana	Mr. Osborne	Mr. Thomson
Mr. Gordon	Mr. J. H. Parker	Mr. Wait
Mr. Hough	Mr. Schermerhorn	Mr. Whipple
Mr. Johnson	Mr. Sears	Mr. Williams
Mr. Lewis	Mr. Shays	Mr. Winfield

21

The engrossed bill entitled "An act to amend an act to incorporate the La Fayette fire company in the village of Lansingburgh," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 92 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. Parkhurst
Mr. Angel	Mr. Germond	Mr. Patterson
Mr. Anthony	Mr. Gordon	Mr. Ringgold
Mr. Arnold	Mr. Groom	Mr. O. Robinson
Mr. Bagley	Mr. Haight	Mr. J. P. Robinson
Mr. Barnes	Mr. Hall	Mr. Schermerhorn
Mr. Bartle	Mr. Healy	Mr. Sears
Mr. Beardslee	Mr. Hough	Mr. Shays
Mr. Bogardus	Mr. Humphrey	Mr. Smith
Mr. Bostwick	Mr. Hunt	Mr. Snyder
Mr. Brasher	Mr. Ingalls	Mr. Spafard
Mr. Brown	Mr. Johnson	Mr. Staats
Mr. Bull	Mr. Jones	Mr. Stafford
Mr. Butrick	Mr. Kingman	Mr. Stevenson
Mr. Campbell	Mr. Le Fever	Mr. Stone
Mr. Cargill	Mr. Lewis	Mr. Terry
Mr. Case	Mr. Mabbett	Mr. Thomson
Mr. Cash	Mr. M'Keon	Mr. Tompkins
Mr. Chamberlin	Mr. M'Knight	Mr. Wait
Mr. Church	Mr. Mersereau	Mr. West
Mr. Clark	Mr. Mitchell	Mr. Wheaton
Mr. Coe	Mr. Morrell	Mr. Wheeler
Mr. Crosby	Mr. Myers	Mr. Whipple
Mr. Culver	Mr. Myrick	Mr. Williams
Mr. Dana	Mr. Nichols	Mr. Winfield
Mr. Degrauw	Mr. Orr	Mr. Wood
Mr. Dyer	Mr. Osborne	Mr. Wright
Mr. Ellithorp	Mr. Palmer	Mr. Yates
Mr. Emmons	Mr. A. J. Parker	Mr. Younglove
Mr. Enos	Mr. I. S. Parker	Mr. Young
Mr. Fowler	Mr. J. H. Parker	

92

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to authorise George Rapelje to build a bridge over the Eastchester creek in the county of Westchester," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill from the Senate, entitled "An act to incorporate the Troy association for the relief of destitute children," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 97 }  
{ NAYS 02 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. Patterson
Mr. Angel	Mr. Gardner	Mr. Phelps
Mr. Anthony	Mr. Germond	Mr. O. Robinson
Mr. Arnold	Mr. Gordon	Mr. J. P. Robinson
Mr. Bagley	Mr. Grinnell	Mr. Ruggles
Mr. Barnes	Mr. Groom	Mr. Schermerhorn
Mr. Bartle	Mr. Haight	Mr. Sears
Mr. Beardslee	Mr. Hall	Mr. Shays
Mr. Bockoven	Mr. Healy	Mr. Smith
Mr. Bowne	Mr. Hough	Mr. Snyder
Mr. Brasher	Mr. Hunt	Mr. Spafard
Mr. Brown	Mr. Ingalls	Mr. Staats
Mr. Bull	Mr. Johnson	Mr. Stafford
Mr. Butrick	Mr. Jones	Mr. Stevenson
Mr. Campbell	Mr. Kingman	Mr. Stone
Mr. Cargill	Mr. Le Fever	Mr. Sumner
Mr. Case	Mr. Lewis	Mr. Terry
Mr. Cash	Mr. Lockwood	Mr. Thomson
Mr. Chamberlin	Mr. Mabbett	Mr. Todd
Mr. Church	Mr. Marvin	Mr. Tompkins
Mr. Clark	Mr. M'Keon	Mr. Ward
Mr. Clary	Mr. M'Knight	Mr. West
Mr. Coe	Mr. Mersereau	Mr. Wheaton
Mr. Conklin	Mr. Mitchell	Mr. Wheeler
Mr. Crosby	Mr. Morrell	Mr. Willes
Mr. Culver	Mr. Orr	Mr. Williams

Mr. Dana	Mr. Osborne	Mr. Winfield
Mr. Degrauw	Mr. Palmer	Mr. Wood
Mr. Drake	Mr. A. J. Parker	Mr. Wright
Mr. Dyer	Mr. I. S. Parker	Mr. Yates
Mr. Ellithorp	Mr. J. H. Parker	Mr. Younglove
Mr. Emmons	Mr. Parkhurst	Mr. Young
Mr. Enos		

97

Those who voted in the negative are

Mr. Wait	Mr. Whipple
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2

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendment therewith delivered.

The engrossed bill entitled "An act to revive the act entitled 'An act to incorporate the village of Perry in the county of Genesee,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	92	}
{	NAYS	60	}

Those who voted in the affirmative are

Mr. Angel	Mr. Germond	Mr. O. Robinson
Mr. Anthony	Mr. Gordon	Mr. J. P. Robinson
Mr. Arnold	Mr. Grinnell	Mr. Ruggles
Mr. Bagley	Mr. Groom	Mr. Shays
Mr. Barnes	Mr. Hall	Mr. Smith
Mr. Bartle	Mr. Healy	Mr. Spafard
Mr. Beardslee	Mr. Hough	Mr. Staats
Mr. Bockoven	Mr. Humphrey	Mr. Stafford
Mr. Bogardus	Mr. Hunt	Mr. Stevenson
Mr. Bostwick	Mr. Ingalls	Mr. Stone
Mr. Bowne	Mr. Johnson	Mr. Sumner
Mr. Brasher	Mr. Kingman	Mr. Temple
Mr. Brown	Mr. Le Fever	Mr. Terry
Mr. Bull	Mr. Lewis	Mr. Thomson
Mr. Butrick	Mr. Mabbett	Mr. Todd
Mr. Campbell	Mr. Marvin	Mr. Tompkins
Mr. Case	Mr. M'Keon	Mr. Wait
Mr. Cash	Mr. M'Knight	Mr. Ward
Mr. Chamberlin	Mr. Mersereau	Mr. West
Mr. Church	Mr. Morrell	Mr. Wheaton
Mr. Clark	Mr. Myers	Mr. Wheeler
Mr. Coe	Mr. Nichols	Mr. Whipple
Mr. Conklin	Mr. Orr	Mr. Willes



Mr. Culver	Mr. Osborne	Mr. Williams
Mr. Degrauw	Mr. Palmer	Mr. Winfield
Mr. Dyer	Mr. A. J. Parker	Mr. Wood
Mr. Ellithorp	Mr. I. S. Parker	Mr. Wright
Mr. Emmons	Mr. J. H. Parker	Mr. Yates
Mr. Enos	Mr. Parkhurst	Mr. Younglove
Mr. Fowler	Mr. Patterson	Mr. Young
Mr. Gardner	Mr. Ringgold	

92

The engrossed bill entitled "An act to repeal so much of the act entitled 'An act to incorporate the Montezuma turnpike and bridge company,' passed March 31st, 1815, and an act to amend the same, passed April 2d, 1819, as relates to the turnpike leading from Palmyra to Elbridge, except the bridge and causeways or roads over the Seneca river and marshes," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to amend the charter of the Bainbridge central bridge company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 87 }  
{ NAYS 02 }

Those who voted in the affirmative are

Mr. Angel	Mr. Enos	Mr. J. H. Parker
Mr. Anthony	Mr. Fowler	Mr. Patterson
Mr. Arnold	Mr. Gardner	Mr. O. Robinson
Mr. Bagley	Mr. Gordon	Mr. J. P. Robinson
Mr. Barnes	Mr. Grinnell	Mr. Ruggles
Mr. Beardslee	Mr. Groom	Mr. Schermerhorn
Mr. Bockoven	Mr. Haight	Mr. Sears
Mr. Bogardus	Mr. Hall	Mr. Shays
Mr. Bostwick	Mr. Healy	Mr. Smith
Mr. Brasher	Mr. Hough	Mr. Spafard
Mr. Brown	Mr. Humphrey	Mr. Staats
Mr. Bull	Mr. Hunt	Mr. Stevenson
Mr. Butrick	Mr. Ingalls	Mr. Stone
Mr. Campbell	Mr. Johnson	Mr. Sumner
Mr. Cargill	Mr. Kingman	Mr. Terry
Mr. Case	Mr. Le Fever	Mr. Thomson
Mr. Cash	Mr. Lewis	Mr. Tompkins
Mr. Chamberlin	Mr. Lockwood	Mr. Wait
Mr. Church	Mr. Mabbett	Mr. Ward
Mr. Clark	Mr. Marvin	Mr. West
Mr. Coe	Mr. M'Keon	Mr. Wheaton
Mr. Conklin	Mr. M'Knight	Mr. Wheeler
Mr. Crosby	Mr. Mersereau	Mr. Whipple

Mr. Culver	Mr. Morrell	Mr. Willes	87
Mr. Dana	Mr. Myers	Mr. Wood	
Mr. Degrauw	Mr. Nichols	Mr. Wright	
Mr. Dyer	Mr. Orr	Mr. Yates	
Mr. Ellithorp	Mr. Osborne	Mr. Younglove	
Mr. Emmons	Mr. Palmer	Mr. Young	

Those who voted in the negative are

Mr. Bartle	Mr. Temple	2
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The engrossed bill entitled "An act appointing commissioners to lay out and open a road in the counties of Jefferson and St. Lawrence," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act amending the Revised Statutes, in relation to the appointment of inspectors of turnpikes," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to amend section first of title first of chapter fourth of part second of the Revised Statutes, in relation to limited partnerships," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act to authorise the appointment of inspectors of wood, lumber and bark, in the counties of Clinton, Greene and Essex," with the engrossed amendment, was read the third time.

*Resolved*, That the bill and amendment do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same, with the amendment therewith delivered.

On motion of Mr. Sumner,

*Resolved*, That the committee of the whole be discharged from the further consideration of an act for the erection of a new town from parts of Smithfield and Lenox in the county of Madison, and of Augusta and Vernon in Oneida county; and that the same be referred to a select committee to report complete.

*Ordered*, That Mr. Sumner, Mr. Stafford and Mr. Whipple, be the select committee in pursuance of the preceding resolution.

Mr. Angel offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, (if the Senate concur,) That a committee of three be appointed, to consist of one member of the Senate and two members of the Assembly, to examine the accounts and vouchers of the Treasurer, pursuant to the provisions of title fourth of chapter eighth of the first part of the Revised Statutes.

*Ordered*, That the said resolution be laid upon the table.

*Ordered*, That the committee of the whole be discharged from the consideration of the bill entitled "An act to widen Wooster-street from Sixth-street to Fourteenth-street in the city of New-York;" and that the bill be referred to a select committee, consist-

ing of Mr. McKeon, Mr. Tompkins and Mr. Kernan, to report the same complete.

On motion of Mr. Gordon,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill to annex part of the towns of Harpersfield and Kortright to the town of Stamford; and that said bill be referred to a select committee to report complete.

*Ordered*, That Mr. Gordon, Mr. A. J. Parker and Mr. Anderson, be the select committee in pursuance of the preceding resolution.

Mr. Cash offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, (if the Senate concur,) That the Legislature will, on the seventeenth day of April instant, at twelve o'clock at noon, proceed to the choice of a Regent of the University, in the place of Harmanus Bleecker, resigned.

*Ordered*, That the said resolution be laid upon the table.

On motion of Mr. Le Fever,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill to amend the act incorporating the village of Kingston, and that it be referred to a select committee to report complete.

*Ordered*, That Mr. Le Fever, Mr. Culver and Mr. Gordon, be the select committee in pursuance of the preceding resolution.

Mr. Wright gave notice that he would, on some future day, ask leave to introduce a bill relative to the appointment and removal of county treasurers.

Mr. Brasher gave notice that he would ask for the suspension of the fiftieth-rule of this House, on Monday next.

Mr. Gordon offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the forty-ninth rule of this House be and is hereby suspended, to enable the House to reconsider their vote on the bill entitled "An act to incorporate the president, directors and company of the Pearl-street bank in the city of New-York."

*Ordered*, That the said resolution be laid upon the table.

In pursuance of previous notice, Mr. Brasher asked for and obtained leave to bring in a bill, entitled "An act to allow the first judge of the county of Kings a salary, and for other purposes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

In pursuance of previous notice, Mr. McKnight asked for and obtained leave to bring in a bill, entitled "An act requiring all persons in this State, using weights, measures and beams, to have the same sealed and marked according to law;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That Mr. Jackson, Mr. Coe and Mr. Nichols have leave of absence for two days each; Mr. Strong and Mr. Young for four

days each, Mr. Robertson for ten days, Mr. Hasbrouck for six days, and Mr. Herttell for one week.

And then the House adjourned until ten o'clock on Monday morning next.

## MONDAY, APRIL 14, 1834.

The House met pursuant to adjournment.

Three several remonstrances of sundry inhabitants of the counties of Chautauque and Erie, against the repeal of the law taxing the debts of non-residents, were read, and committed to the committee of the whole when on the bill to which they relate.

Sundry affidavits in relation to the claim of Anthony Rhodes and others, were read, and committed to the committee of the whole when on the bill to which they relate.

The petition of the clerk and justices of the peace of the town of Collins in the county of Erie, praying for an amendment of the law regulating the election of town officers, was read, and referred to the committee on the judiciary.

The petition of sundry inhabitants of the town of Antwerp in the county of Jefferson, praying for the passage of an act authorising the supervisor of said town to convey a certain piece of land, was read, and referred to a select committee, consisting of the members attending this House from the county of Jefferson.

The petition of the trustees of the Wesleyan Chapel in the city of New-York, praying for an act of incorporation, was read, and referred to the committee on the incorporation of charitable and religious societies.

Eight several petitions of sundry inhabitants of the counties of Oswego and Oneida, praying for the passage of an act authorising the survey of a ship or steam-boat canal from Albany to Oswego, were read, and committed to the committee of the whole when on the bill to which they relate.

Mr. Bowne, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the engrossed bill from the Senate, entitled "An act for the relief of the Seamen's bank for savings in the city of New-York," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike

companies, to which was referred the petition of sundry inhabitants of the town of Carleton in the county of Orleans, praying for the passage of an act authorising the supervisors of said county to raise money to build a bridge across the Oak-orchard creek in said town, reported a bill, entitled "An act authorising the supervisors of the county of Orleans to raise money to build a bridge across Oak-orchard creek in the town of Carleton;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Degrauw, from the committee on grievances, to which was referred the memorial of Philip Church, praying relief in relation to a certain judgment recovered against him in the Supreme Court, in favor of the people of this State, reported a bill, entitled "An act for the relief of Philip Church;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Brasher, from the committee on privileges and elections, to which was referred the petition of sundry inhabitants of the town of German-flatts in the county of Herkimer, praying for the appointment of an additional constable, and for other purposes, reported a bill, entitled "An act to authorise the justices of the peace in the town of German-flatts in the county of Herkimer, to appoint an additional constable in said town;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. O. Robinson, from the select committee to which was referred the petition of sundry inhabitants of the county of Oswego, praying for the passage of an act directing the exploration and survey of an improved navigation from Lake Ontario to the Hudson river, adapted to the tonnage of vessels navigating those waters, and proportioned to the capacity of the supply of water from the lakes, rivers and streams which may be made tributary thereto, and for a plan and estimate of the cost of the same; and for a survey, plan and estimate of an improved navigation of the same capacity of the Seneca river, to its communication with the Seneca and Cayuga lakes, and for a report thereof to the next Legislature, reported; and asked leave to introduce a bill.

[See Document No. 380.]

*Ordered,* That leave be given to bring in such bill.

Mr. O. Robinson, according to leave, brought in the said bill, entitled "An act to provide for the survey of a ship or steam-boat canal from Albany to Oswego, and also to improve the outlets of the Onondaga, Cayuga and Seneca lakes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Marvin, from the select committee to which was referred the bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by jus-

tices of the peace," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Bagley, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act for the relief of John Hadcock," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to incorporate the village of Angelica," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. McKeon, from the select committee to which was referred the bill entitled "An act to widen Wooster-street from Sixth-street to Fourteenth-street in the city of New-York," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Gordon, from the select committee to which was referred the bill entitled "An act to annex part of the towns of Harpersfield and Kortright to the town of Stamford," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Sumner, from the select committee to which was referred the bill entitled "An act to erect a new town from parts of the towns of Smithfield and Lenox in the county of Madison, and of Augusta and Vernon in the county of Oneida, and to annex the same to Madison county," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

## TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to alter the time of holding the February term of the court of common pleas and general sessions in the county of Greene."

Also the bill entitled "An act authorising John A. Seaverson, Philip Seaverson and Richard V. V. Waldron to erect a dam across the Susquehannah river."

Also the bill entitled "An act to incorporate the village of Springville."

Also the bill entitled "An act relative to the south half of the gospel and school lot in the town of Guilford in the county of Chenango."

Also the bill entitled "An act to authorise the building of a school-house in the village of Lewiston."

W. L. MARCY.

*Albany, April 11, 1834.*

The Senate returned the bill entitled "An act for the relief of school district number three in the town of Gates in the county of Monroe," and the bill entitled "An act to annex a part of the town of Stockholm to the town of Norfolk."

*Ordered,* That the clerk deliver the said bill to the Governor.

A message from the Senate was read, informing that they have passed the bill entitled "An act to loan the credit of this State to the people thereof," with the amendments therewith delivered.

*Ordered,* That the said bill and amendments be laid upon the table.

*Ordered,* That the usual number of copies of the said bill, as amended, be printed for the use of the Legislature.

The engrossed bill from the Senate, entitled "An act for the relief of the Seamen's bank for savings in the city of New-York," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. I. S. Parker
Mr. Angel	Mr. Groom	Mr. Parkhurst
Mr. Anthony	Mr. Grover	Mr. Patterson
Mr. Arnold	Mr. Guinnip	Mr. Ringgold
Mr. Bagley	Mr. Haight	Mr. O. Robinson
Mr. Bartle	Mr. Hall	Mr. J. P. Robinson
Mr. Beardslee	Mr. Harris	Mr. Ruggles
Mr. Bockoven	Mr. Healy	Mr. Sears
Mr. Bogardus	Mr. Hone	Mr. Smith
Mr. Bostwick	Mr. Hough	Mr. Spafard
Mr. Bowne	Mr. Humphrey	Mr. Speaker
Mr. Brasher	Mr. Hunt	Mr. Staats
Mr. Brown	Mr. Ingalls	Mr. Stafford
Mr. Butrick	Mr. Jackson	Mr. Stevenson
Mr. Campbell	Mr. Johnson	Mr. Sumner

Mr. Cargill	Mr. Jones	Mr. Temple
Mr. Case	Mr. Kernan	Mr. Terry
Mr. Chamberlin	Mr. Kingman	Mr. Thomson
Mr. Church	Mr. Le Fever	Mr. Titus
Mr. Clark	Mr. Lewis	Mr. Todd
Mr. Conklin	Mr. Livingston	Mr. Wait
Mr. Crosby	Mr. Lockwood	Mr. Ward
Mr. Culver	Mr. Mabbett	Mr. Wheaton
Mr. Cuykendall	Mr. M'Keon	Mr. Wheeler
Mr. Degrauw	Mr. M'Knight	Mr. Whipple
Mr. Drake	Mr. Mersereau	Mr. Williams
Mr. Ellithorp	Mr. Morehouse	Mr. Winfield
Mr. Emmons	Mr. Morris	Mr. Wood
Mr. Enos	Mr. Orr	Mr. Wright
Mr. Gardner	Mr. Osborne	Mr. Yates
Mr. Gordon	Mr. Palmer	Mr. Younglove 93

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendment therewith delivered.

The engrossed bill from the Senate, entitled "An act for the relief of John Hadcock," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill entitled "An act to incorporate the president, directors and company of the Clinton county bank," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 74 }  
{ NAYS 21 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Emmons	Mr. Myers
Mr. Angel	Mr. Enos	Mr. Orr
Mr. Anthony	Mr. Gardner	Mr. Osborne
Mr. Arnold	Mr. Gordon	Mr. I. S. Parker
Mr. Bagley	Mr. Groom	Mr. Patterson
Mr. Bartle	Mr. Hall	Mr. Ringgold
Mr. Beardslee	Mr. Harris	Mr. J. P. Robinson
Mr. Bockoven	Mr. Healy	Mr. Ruggles
Mr. Bogardus	Mr. Hone	Mr. Sears



Mr. Bostwick	Mr. Hough	Mr. Spafard
Mr. Bowne	Mr. Humphrey	Mr. Speaker
Mr. Brasher	Mr. Hunt	Mr. Staats
Mr. Brown	Mr. Ingalls	Mr. Stafford
Mr. Butrick	Mr. Jones	Mr. Stevenson
Mr. Cargill	Mr. Kernan	Mr. Sumner
Mr. Case	Mr. Kingman	Mr. Thomson
Mr. Cash	Mr. Le Fever	Mr. Titus
Mr. Chamberlin	Mr. Lewis	Mr. Todd
Mr. Church	Mr. Livingston	Mr. Wait
Mr. Clark	Mr. Lockwood	Mr. Whipple
Mr. Conklin	Mr. Mabbett	Mr. Williams
Mr. Culver	Mr. Marvin	Mr. Winfield
Mr. Degrauw	Mr. M'Keon	Mr. Yates
Mr. Drake	Mr. M'Knight	Mr. Younglove
Mr. Ellithorp	Mr. Morris	

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Those who voted in the negative are

Mr. Campbell	Mr. Haight	Mr. O. Robinson
Mr. Crosby	Mr. Jackson	Mr. Smith
Mr. Cuykendall	Mr. Johnson	Mr. Temple
Mr. Fleming	Mr. Mersereau	Mr. Terry
Mr. Grinnell	Mr. Morehouse	Mr. Ward
Mr. Grover	Mr. Palmer	Mr. Wheaton
Mr. Guinnip	Mr. J. H. Parker	Mr. Wood

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The engrossed bill entitled "An act to incorporate the president, directors and company of the New-Berlin bank," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 78 }  
{ NAYS 20 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. A. J. Parker
Mr. Angel	Mr. Germond	Mr. I. S. Parker
Mr. Anthony	Mr. Gordon	Mr. Patterson
Mr. Bagley	Mr. Hall	Mr. Phelps
Mr. Barnes	Mr. Harris	Mr. Ringgold
Mr. Bartle	Mr. Healy	Mr. J. P. Robinson
Mr. Bogardus	Mr. Hough	Mr. Ruggles
Mr. Bostwick	Mr. Humphrey	Mr. Sears

Mr. Bowne	Mr. Hunt	Mr. Spafard
Mr. Brasher	Mr. Ingalls	Mr. Speaker
Mr. Bull	Mr. Jones	Mr. Staats
Mr. Butrick	Mr. Kernan	Mr. Stafford
Mr. Cargill	Mr. Kingman	Mr. Stevenson
Mr. Case	Mr. Le Fever	Mr. Sumner
Mr. Cash	Mr. Lewis	Mr. Thomson
Mr. Chamberlin	Mr. Livingston	Mr. Titus
Mr. Church	Mr. Lockwood	Mr. Todd
Mr. Clark	Mr. Mabbett	Mr. Wait
Mr. Conklin	Mr. Marvin	Mr. Wheeler
Mr. Crosby	Mr. M'Keon	Mr. Whipple
Mr. Culver	Mr. M'Knight	Mr. Williams
Mr. Degrauw	Mr. Mersereau	Mr. Winfield
Mr. Drake	Mr. Morehouse	Mr. Wood
Mr. Ellithorp	Mr. Morris	Mr. Wright
Mr. Emmons	Mr. Myers	Mr. Yates
Mr. Enos	Mr. Orr	Mr. Younglove

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Those who voted in the negative are

Mr. Arnold	Mr. Groom	Mr. Parkhurst
Mr. Beardslee	Mr. Grover	Mr. O. Robinson
Mr. Brown	Mr. Guinnip	Mr. Temple
Mr. Campbell	Mr. Jackson	Mr. Terry
Mr. Cuykendall	Mr. Johnson	Mr. Ward
Mr. Fleming	Mr. Osborne	Mr. Wheaton
Mr. Grinnell	Mr. Palmer	

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The House then proceeded to the consideration of the amendments of the Senate to the bill entitled "An act to incorporate the Ithaca and Port Renwick rail-road company."

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 92 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. A. J. Parker
Mr. Angel	Mr. Groom	Mr. I. S. Parker
Mr. Anthony	Mr. Grover	Mr. J. H. Parker
Mr. Arnold	Mr. Guinnip	Mr. Parkhurst
Mr. Bagley	Mr. Haight	Mr. Patterson
Mr. Bartle	Mr. Hall	Mr. Ringgold
Mr. Beardslee	Mr. Harris	Mr. O. Robinson

Mr. Bockoven	Mr. Healy	Mr. J. P. Robinson
Mr. Bogardus	Mr. Hone	Mr. Ruggles
Mr. Bostwick	Mr. Hough	Mr. Sears
Mr. Bowne	Mr. Humphrey	Mr. Spafard
Mr. Brasher	Mr. Hunt	Mr. Speaker
Mr. Brown	Mr. Ingalls	Mr. Staats
Mr. Butrick	Mr. Jackson	Mr. Stafford
Mr. Campbell	Mr. Johnson	Mr. Stevenson
Mr. Cargill	Mr. Jones	Mr. Sumner
Mr. Case	Mr. Kernan	Mr. Temple
Mr. Cash	Mr. Kingman	Mr. Terry
Mr. Chamberlin	Mr. Le Fever	Mr. Thomson
Mr. Church	Mr. Lewis	Mr. Titus
Mr. Clark	Mr. Livingston	Mr. Todd
Mr. Conklin	Mr. Mabbett	Mr. Wait
Mr. Crosby	Mr. Marvin	Mr. Ward
Mr. Cuykendall	Mr. M'Keon	Mr. Wheaton
Mr. Drake	Mr. Mersereau	Mr. Whipple
Mr. Ellithorp	Mr. Morehouse	Mr. Williams
Mr. Emmons	Mr. Morris	Mr. Winfield
Mr. Enos	Mr. Myers	Mr. Wood
Mr. Fleming	Mr. Orr	Mr. Yates
Mr. Gardner	Mr. Osborne	Mr. Younglove
Mr. Gordon	Mr. Palmer	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

On motion of Mr. Humphrey,

*Resolved*, That the committee on the militia and the public defence be instructed to inquire into the expediency of removing the State arsenal from the city of New-York, and selling the lot on which it is situated.

On motion of Mr. A. J. Parker,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill authorising a survey of the route for a McAdam road from the valley of the Chenango to the Hudson river, and that the same be referred to a select committee to report complete.

*Ordered*, That Mr. A. J. Parker, Mr. Bowne and Mr. Angel, be the committee in pursuance of the preceding resolution.

On motion of Mr. Wright,

*Resolved*, That the bill providing for a survey of a road from Whitehall in the county of Washington, to Port Henry in the county of Essex, be taken from the general orders, and referred to a select committee, to consist of the members from the fourth Senate district, to report complete.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Gordon; the same was again read, in the words following, to wit:

*Resolved*, That the forty-ninth rule of this House be and is here-

by suspended, to enable the House to reconsider their vote on the bill entitled "An act to incorporate the president, directors and company of the Pearl-street bank in the city of New-York."

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 80 }  
{ NAYS 23 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. A. J. Parker
Mr. Angel	Mr. Gordon	Mr. I. S. Parker
Mr. Anthony	Mr. Grover	Mr. J. H. Parker
Mr. Bagley	Mr. Guinnip	Mr. Patterson
Mr. Barnes	Mr. Haight	Mr. Ringgold
Mr. Bartle	Mr. Hall	Mr. O. Robinson
Mr. Bockoven	Mr. Harris	Mr. J. P. Robinson
Mr. Bogardus	Mr. Healy	Mr. Ruggles
Mr. Bostwick	Mr. Hone	Mr. Sears
Mr. Bowne	Mr. Humphrey	Mr. Spafard
Mr. Brasher	Mr. Hunt	Mr. Speaker
Mr. Brown	Mr. Ingalls	Mr. Staats
Mr. Bull	Mr. Jackson	Mr. Stafford
Mr. Batrick	Mr. Jones	Mr. Stone
Mr. Case	Mr. Kernan	Mr. Sumner
Mr. Cash	Mr. Kingman	Mr. Thomson
Mr. Chamberlin	Mr. Le Fever	Mr. Titus
Mr. Church	Mr. Lewis	Mr. Todd
Mr. Clark	Mr. Livingston	Mr. Ward
Mr. Conklin	Mr. Lockwood	Mr. Wheaton
Mr. Crosby	Mr. Mabbett	Mr. Wheeler
Mr. Culver	Mr. Marvin	Mr. Williams
Mr. Cuykendall	Mr. M'Keon	Mr. Winfield
Mr. Degrauw	Mr. Mercereau	Mr. Wood
Mr. Drake	Mr. Morehouse	Mr. Wright
Mr. Emmons	Mr. Orr	Mr. Yates
Mr. Enos	Mr. Palmer	

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Those who voted in the negative are

Mr. Arnold	Mr. Hough	Mr. Temple
Mr. Beardslee	Mr. Morris	Mr. Terry
Mr. Campbell	Mr. Myers	Mr. Wait
Mr. Cargill	Mr. Osborne	Mr. West
Mr. Ellithorp	Mr. Parkhurst	Mr. Whipple
Mr. Fleming	Mr. Phelps	Mr. Willes
Mr. Grinnell	Mr. Smith	Mr. Younglove
Mr. Groom	Mr. Stevenson	

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*Ordered*, That the committee appointed in pursuance of the forty-seventh rule of this House, be discharged from the further consideration of the bill entitled "An act for the relief of Enos Stone and others;" and that the same be referred to the Attorney-General, to report thereon whether, in his opinion, the said bill requires two-thirds of all the members elected to both houses of the Legislature, to pass the same into a law.

In pursuance of previous notice, Mr. Wright asked for and obtained leave to bring in a bill, entitled "An act relative to the appointment and removal of county treasurers;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary.

*Ordered*, That the committee of the whole be discharged from the consideration of the engrossed bill from the Senate, entitled "An act concerning the court for the correction of errors," and that the said bill be ordered to a third reading.

On motion of Mr. Brasher,

*Resolved*, That the committee of the whole be discharged from the consideration of the engrossed bill from the Senate, for the incorporation of the Brooklyn Lyceum, and that the said bill be referred to a select committee to report complete.

*Ordered*, That Mr. Brasher, Mr. McKeon and Mr. Grinnell, be the committee in pursuance of the preceding resolution.

On motion of Mr. Brasher,

*Resolved*, That the committee of the whole be discharged from the consideration of the bill entitled "An act to allow the first judge of the county of Kings a salary, and for other purposes," and that the same be referred to a select committee to report complete.

*Ordered*, That Mr. Brasher, Mr. J. H. Parker and Mr. Haight, be the committee in pursuance of the preceding resolution.

Mr. McKeon offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That a select committee be appointed to report to the next Legislature, what improvements can be made in the system of public education in this State.

*Ordered*, That the said resolution be laid upon the table.

On motion of Mr. Humphrey,

*Resolved*, That the committee on the judiciary be instructed to inquire into the expediency of changing the time of the annual meeting of the Legislature, to the first Tuesday of December in each year.

Mr. Ingalls gave notice that he would, on some future day, ask leave to introduce a bill, authorising the supervisors of the county of Washington to levy a tax upon the taxable inhabitants of the town of Argyle, to defray the expenses of building bridges in said town.

On motion of Mr. Ingalls,

*Resolved*, That the committee on claims be discharged from the further consideration of the petition of Joseph Waggoner, and that the same be referred to the Canal Commissioners.

On motion of Mr. Ingalls,

*Resolved*, That the committee on claims be discharged from the further consideration of the petition of Franklin Rose, and that the same be referred to the Commissioners of the Land-Office.

On motion of Mr. Ingalls,

*Resolved*, That the committee on claims be discharged from the further consideration of the petition of Justus Gay, and that the same be referred to the Commissioners of the Land-Office.

On motion of Mr. Whipple,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill to discontinue a part of the State road from Canandaigua to Palmyra, and that it be referred to a select committee, consisting of the members attending this House from Ontario and Wayne counties, to report complete.

On motion of Mr. Humphrey,

*Resolved*, That this House will, this afternoon, take up the consideration of private bills upon the general orders.

On motion of Mr. Willes,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to explain the act entitled 'An act to authorise the opening and constructing a road from Port Kent in the county of Essex, to Hopkinton in the county of St. Lawrence,'" and that the same be referred to the committee on the judiciary, to report complete.

Sundry affidavits relative to the claim of Elizabeth Scott, were read, and committed to the committee of the whole when on the bill to which they relate.

Sundry affidavits relative to the erection of a new town from the towns of Smithville and Lenox in the county of Madison, and Vernon and Augusta in the county of Oneida, were read, and ordered to be laid upon the table.

On motion of Mr. Wood,

*Resolved*, That the committee of the whole be discharged from the consideration of the bill entitled "An act to raise money to build a bridge over the Genesee river in the town of Hume in the county of Allegany," and that it be referred to a select committee to report complete.

*Ordered*, That Mr. Wood, Mr. Mabbett and Mr. Campbell, be the committee in pursuance of the preceding resolution.

*Ordered*, That Mr. Dyer have leave of absence for one week, Mr. Dana and Mr. Fowler for two days each, Mr. Morrell for four days, Mr. Shays for six days, and Mr. Myrick for eight days.

On motion of Mr. Drake,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill authorising the survey of a route for a rail-road from the city of New-York, through the southern tier of counties, to Lake Erie, and that it be referred to a select committee to report complete.

*Ordered*, That Mr. Drake, Mr. Spafard and Mr. Cash, be the committee in pursuance of the preceding resolution.

On motion of Mr. Morris,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to incorporate the Sea insurance company," and that the same be referred to a select committee to report complete.

*Ordered*, That Mr. Morris, Mr. Stevenson, and Mr. Morehouse, be the select committee in pursuance of the preceding resolution.

On motion of Mr. Groom,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill for the construction of a railroad from Auburn to Syracuse, and that the same be referred to a select committee to report complete.

*Ordered*, That Mr. Groom, Mr. Wheaton and Mr. Beardslee, be the select committee in pursuance of the preceding resolution.

On motion of Mr. Myers,

*Resolved*, That E. A. Huntley be authorised to act as Sergeant-at-Arms during the absence of Mr. Dygert.

On motion of Mr. Wood,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill to annex a part of the town of Almond to the town of Burns in the county of Allegany, and that the same be referred to a select committee to report complete.

*Ordered*, That Mr. Wood, Mr. Kernan and Mr. Patterson, be the committee in pursuance of the preceding resolution.

The House then proceeded to the consideration of the concurrent resolution heretofore offered by Mr. Cash; the same was again read, in the words following, to wit:

*Resolved*, (if the Senate concur,) That the Legislature will, on the seventeenth day of April instant, at twelve o'clock at noon, proceed to the choice of a Regent of the University, in the place of Harmanus Bleecker, resigned.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

*Ordered*, That the Clerk deliver a copy of the preceding resolutions to the Senate, and request their concurrence in the same.

And then the House adjourned till four o'clock this afternoon.

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#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Jacob I. Timmerman;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bowne, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House,

and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Paisley Laing;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bowne, from the said committee, reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of George Kinsella;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bowne, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the committee of the whole be discharged from the consideration of the said bill, and that the same be referred to the committee on claims, to report complete.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Uriah Shearer;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Marvin, from the said committee, reported, that the committee had disagreed to the first section and the enacting clause of the said bill; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of James Averill;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Marvin, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Elizabeth Scott;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Marvin, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

And then the House adjourned until ten o'clock to-morrow morning.



**TUESDAY, APRIL 15, 1834.**

The House met pursuant to adjournment.

Three several petitions of sundry inhabitants of the counties of Erie, Cattaraugus and Genesee, praying for a repeal of the law taxing the debts of non-residents, were read, and committed to the committee of the whole when on the bill to which they relate.

The petition of the directors of the village of Kingston, praying for the passage of the act relative to the village of Kingston, was read, and referred to the select committee on that subject, of which Mr. Le Fever is chairman.

Three several memorials of sundry inhabitants of the counties of Kings, New-York and Tioga, against the exemption of church property and the property of the clergy from taxation, were read, and committed to the committee of the whole when on the bill to which they relate.

Sundry letters and affidavits, remonstrating against the claim of Anthony Rhodes and others, were read, and committed to the committee of the whole when on the bill to which they relate.

The memorial of sundry inhabitants of the city of New-York, against banking and paper money, was read, and referred to the committee on the incorporation and alteration of the charters of banking and insurance companies.

The petition of Thomas Pay, an alien, praying for the passage of an act authorising him to hold and convey real estate, was read, and referred to the committee on the petitions of aliens.

Mr. Spafard, from the committee on trade and manufactures, to which was referred the petition of sundry inhabitants of the county of Otsego, praying for the incorporation of a company for manufacturing purposes, reported a bill, entitled "An act incorporating the Van Buren manufactory;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Spafard made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Spafard, and it was determined in the affirmative.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, in pursuance of the resolution of this House of the eighteenth of March, directing the committee to inquire into the expediency of repealing or modifying section fifty-seventh of article fourth of title first of chapter sixteenth of part first of the Revised Statutes, reported a bill, entitled "An act authorising the laying out of highways through orchards;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Orleans, praying for the passage of an act authorising the supervisors of said county to raise money for the construction of a highway across the Tonnewanta swamp, reported the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of Putnam and Westchester, praying for an appropriation to repair a certain road within said counties, reported the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the counties of Erie and Cattaraugus, praying for the passage of an act requiring the supervisors of said counties to raise money by tax on said counties, for the construction of a bridge across the Cattaraugus creek, reported the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of the clerk and justices of the peace of the town of Collins in the county of Erie, praying for an alteration of the law regulating the election of town officers, reported, that in the opinion of the committee, the prayer of the petitioners ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act to explain the act entitled 'An act to authorise the opening and constructing a road from Port Kent in the county of Essex, to Hopkinton in the county of St. Lawrence, and making an appropriation therefor,' passed April 18th, 1829," with instructions to report the same complete, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. A. J. Parker, from the select committee to which was referred the bill entitled "An act directing a survey of a McAdam road from the Chenango valley to the Hudson river," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Wright, from the select committee to which was referred the bill entitled "An act for the survey of a road from Whitehall in the county of Washington, to Port Henry in the county of Essex," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Gordon, from the select committee to which was referred the bill entitled "An act relating to the village of Kingston," reported, that the committee had gone through the said bill, made amendments thereto, altered the title to "An act to amend an act entitled 'An act to vest certain powers in the freeholders and inhabitants of the village of Kingston,' passed April 6th, 1805, and the acts amendatory of the same," and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Groom, from the select committee to which was referred the bill entitled "An act to incorporate the Auburn and Syracuse rail-road company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Morris, from the select committee to which was referred the bill entitled "An act to incorporate the Sea insurance company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Whipple, from the select committee to which was referred the bill entitled "An act concerning the State road from Canandaigua in Ontario county, to Palmyra in the county of Wayne," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Brasher, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Brooklyn lyceum," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Brasher, from the select committee to which was referred

the bill entitled "An act to allow the first judge of the county of Kings a salary, and for other purposes," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. West, from the select committee to which was referred the petition of sundry inhabitants of the town of Antwerp in the county of Jefferson, praying for the passage of an act authorising the supervisor of said town to convey a certain piece of land, reported a bill, entitled "An act to authorise the supervisor of the town of Antwerp in the county of Jefferson, to deed to Miles Cook a certain piece of land;" which was read the first time, and by unanimous consent was also read a second time, and referred to the committee on the judiciary, with instructions to report the same complete.

Mr. Wood, from the select committee to which was referred the bill entitled "An act to annex part of the town of Almond to the town of Burns in the county of Allegany," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act for the relief of school district number three in the town of Gates in the county of Monroe."

Also the bill entitled "An act to annex a part of the town of Stockholm to the town of Norfolk."

W. L. MARCY.

*Albany, April 15, 1834.*

A communication from the Attorney-General, was received and read, in the words following, to wit:

ATTORNEY-GENERAL'S OFFICE, }  
*Albany, April 15, 1834.* }

TO THE SPEAKER OF THE ASSEMBLY.

SIR,

In pursuance of a resolution of the Assembly, I submit herewith a report on the bill entitled "An act for the relief of Enos Stone and others."

Your obedient servant,

GREENE C. BRONSON.

[See Document No. 381.]

*Ordered,* That the said report be laid upon the table.

A message from the Senate was read, informing that they have concurred with this House in its amendments to the bill entitled "An act to authorise the appointment of inspectors of wood, lumber and bark, in the counties of Clinton, Greene and Essex," and have amended the same accordingly.

The said amended bill having been examined,

*Ordered*, That the Clerk return the same to the Senate.

Three several messages from the Senate were read, informing that they have passed the bill entitled "An act authorising the supervisors of the county of Dutchess to raise money to repair the court-house and jail of said county;" the bill entitled "An act to incorporate the James Port wharf and ways company," and the bill entitled "An act confirming the acts of the commissioners of common schools in the division of the school district composed of parts of the towns of Colesville and Windsor in the county of Broome," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

A message from the Senate was read, informing that they have concurred with this House in its amendments to the bill entitled "An act for the erection of a court-house and jail in the county of Columbia," and have amended the same accordingly.

The said amended bill having been examined,

*Ordered*, That the Clerk return the same to the Senate.

The Senate sent for concurrence, a bill entitled "An act for the relief of the trustees of the village of Poughkeepsie."

The said bill was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Todd made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Todd, and it was determined in the affirmative.

The Senate sent for concurrence, a bill entitled "An act amending the act entitled 'An act regulating the measuring of grain in the city of New-York,' passed April 14th, 1832."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to a select committee, consisting of Mr. Todd, Mr. Myers and Mr. Conklin, with instructions to report the same complete.

The engrossed bill from the Senate, entitled "An act concerning the court for the correction of errors," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill entitled "An act to incorporate the Seneca bridge company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Groom	Mr. Phelps
Mr. Angel	Mr. Guinnip	Mr. Ringgold
Mr. Anthony	Mr. Hall	Mr. O. Robinson
Mr. Arnold	Mr. Harris	Mr. J. P. Robinson
Mr. Bartle	Mr. Healy	Mr. Ruggles
Mr. Beardslee	Mr. Herttell	Mr. Sears
Mr. Bockoven	Mr. Hone	Mr. Smith
Mr. Bogardus	Mr. Hough	Mr. Spafard
Mr. Boatwick	Mr. Humphrey	Mr. Speaker
Mr. Bowne	Mr. Ingalls	Mr. Staats
Mr. Brasher	Mr. Jackson	Mr. Stafford
Mr. Butrick	Mr. Johnson	Mr. Stevenson
Mr. Campbell	Mr. Jones	Mr. Stone
Mr. Cargill	Mr. Kernan	Mr. Sumner
Mr. Case	Mr. Kingman	Mr. Temple
Mr. Cash	Mr. Le Fever	Mr. Terry
Mr. Church	Mr. Lewis	Mr. Thomson
Mr. Clark	Mr. Livingston	Mr. Titus
Mr. Conklin	Mr. Lockwood	Mr. Todd
Mr. Crosby	Mr. Mabbett	Mr. Wait
Mr. Culver	Mr. M'Keon	Mr. Ward
Mr. Cuykendall	Mr. M'Knight	Mr. West
Mr. Drake	Mr. Mersereau	Mr. Wheaton
Mr. Ellithorp	Mr. Morris	Mr. Wheeler
Mr. Emmons	Mr. Myers	Mr. Whipple
Mr. Enos	Mr. Orr	Mr. Willes
Mr. Fleming	Mr. Osborne	Mr. Williams
Mr. Fox	Mr. Palmer	Mr. Winfield
Mr. Gardner	Mr. A. J. Parker	Mr. Wood
Mr. Gordon	Mr. I. S. Parker	Mr. Wright
Mr. Grinnell	Mr. Patterson	Mr. Younglove

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to repeal so much of the act entitled 'An act to abolish imprisonment for debt, and to punish fraudulent debtors,' passed April 26th, 1831, as relates to courts held by justices of the peace," and find the same correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

Debates were had thereon; and the question being put whether the House would agree to the final passage of the said bill, it was determined in the affirmative.

{ AYES 83 }  
 { NAYS 18 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. J. H. Parker
Mr. Angel	Mr. Gordon	Mr. Patterson
Mr. Anthony	Mr. Grinnell	Mr. Phelps
Mr. Arnold	Mr. Groom	Mr. O. Robinson
Mr. Bagley	Mr. Grover	Mr. J. P. Robinson
Mr. Beardslee	Mr. Guinnip	Mr. Sears
Mr. Bockoven	Mr. Hall	Mr. Spafard
Mr. Bogardus	Mr. Healy	Mr. Speaker
Mr. Bostwick	Mr. Hough	Mr. Staats
Mr. Bowne	Mr. Hunt	Mr. Stafford
Mr. Brown	Mr. Ingalls	Mr. Stone
Mr. Butrick	Mr. Jackson	Mr. Temple
Mr. Campbell	Mr. Johnson	Mr. Terry
Mr. Cash	Mr. Jones	Mr. Thomson
Mr. Chamberlin	Mr. Kernan	Mr. Titus
Mr. Clark	Mr. Kingman	Mr. Todd
Mr. Conklin	Mr. Le Fever	Mr. Wait
Mr. Crosby	Mr. Lewis	Mr. Ward
Mr. Culver	Mr. Livingston	Mr. West
Mr. Cuykendall	Mr. Lockwood	Mr. Wheaton
Mr. Drake	Mr. Mabbett	Mr. Wheeler
Mr. Ellithorp	Mr. Marvin	Mr. Willes
Mr. Emmons	Mr. M'Knight	Mr. Winfield
Mr. Enos	Mr. Morehouse	Mr. Wood
Mr. Fleming	Mr. Orr	Mr. Wright
Mr. Fowler	Mr. Palmer	Mr. Yates
Mr. Fox	Mr. A. J. Parker	Mr. Younglove
Mr. Gardner	Mr. I. S. Parker	83

Those who voted in the negative are

Mr. Brasher	Mr. Herttell	Mr. Myers
Mr. Cargill	Mr. Hone	Mr. Osborne
Mr. Case	Mr. Humphrey	Mr. Ruggles
Mr. Church	Mr. M'Keon	Mr. Stevenson
Mr. Haight	Mr. Mersereau	Mr. Sumner
Mr. Harris	Mr. Morris	Mr. Whipple
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The engrossed bill entitled "An act to incorporate the president, directors and company of the Ulster village bank," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
{ NAYS 13 }

Those who voted in the affirmative are

Mr. Angel	Mr. Germond	Mr. Osborne
Mr. Anthony	Mr. Gordon	Mr. Palmer
Mr. Arnold	Mr. Groom	Mr. A. J. Parker
Mr. Bagley	Mr. Grover	Mr. I. S. Parker
Mr. Bartle	Mr. Guinnip	Mr. Patterson
Mr. Beardslee	Mr. Hall	Mr. Ringgold
Mr. Bogardus	Mr. Harris	Mr. J. P. Robinson
Mr. Bostwick	Mr. Healy	Mr. Sears
Mr. Bowne	Mr. Herttell	Mr. Spafard
Mr. Brasher	Mr. Hone	Mr. Speaker
Mr. Brown	Mr. Hough	Mr. Staats
Mr. Bull	Mr. Humphrey	Mr. Stafford
Mr. Butrick	Mr. Hunt	Mr. Stevenson
Mr. Campbell	Mr. Ingalls	Mr. Stone
Mr. Cargill	Mr. Jones	Mr. Sumner
Mr. Case	Mr. Kernan	Mr. Temple
Mr. Cash	Mr. Kingman	Mr. Terry
Mr. Chamberlin	Mr. Le Fever	Mr. Thomson
Mr. Church	Mr. Lewis	Mr. Titus
Mr. Clark	Mr. Livingston	Mr. Todd
Mr. Conklin	Mr. Lockwood	Mr. Wait
Mr. Culver	Mr. Mabbett	Mr. West
Mr. Degrauw	Mr. M'Keon	Mr. Wheaton
Mr. Drake	Mr. M'Knight	Mr. Wheeler
Mr. Ellithorp	Mr. Mersereau	Mr. Whipple
Mr. Emmons	Mr. Morehouse	Mr. Winfield
Mr. Enos	Mr. Morris	Mr. Wood
Mr. Fowler	Mr. Myers	Mr. Yates
Mr. Fox	Mr. Orr	Mr. Younglove
Mr. Gardner		

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Those who voted in the negative are

Mr. Crosby	Mr. Johnson	Mr. Ruggles
Mr. Cuykendall	Mr. J. H. Parker	Mr. Ward
Mr. Fleming	Mr. Parkhurst	Mr. Willes
Mr. Haight	Mr. Phelps	Mr. Wright
Mr. Jackson		

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*Ordered,* That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.



The engrossed bill entitled "An act to incorporate the president, directors and company of the Owego bank," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 81 }  
{ NAYS 12 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. Osborne
Mr. Angel	Mr. Gardner	Mr. A. J. Parker
Mr. Anthony	Mr. Germond	Mr. I. S. Parker
Mr. Bagley	Mr. Gordon	Mr. J. H. Parker
Mr. Bartle	Mr. Groom	Mr. Phelps
Mr. Beardslee	Mr. Hall	Mr. Ringgold
Mr. Bockoven	Mr. Harris	Mr. J. P. Robinson
Mr. Bogardus	Mr. Healy	Mr. Spafard
Mr. Bostwick	Mr. Herttell	Mr. Speaker
Mr. Bowne	Mr. Hone	Mr. Staats
Mr. Brasher	Mr. Hough	Mr. Stafford
Mr. Bull	Mr. Hunt	Mr. Stevenson
Mr. Butrick	Mr. Ingalls	Mr. Sumner
Mr. Campbell	Mr. Jones	Mr. Temple
Mr. Cargill	Mr. Kernan	Mr. Thomson
Mr. Case	Mr. Kingman	Mr. Titus
Mr. Cash	Mr. Le Fever	Mr. Todd
Mr. Chamberlin	Mr. Lewis	Mr. Wait
Mr. Church	Mr. Lockwood	Mr. West
Mr. Clark	Mr. Mabbett	Mr. Wheeler
Mr. Conklin	Mr. Marvin	Mr. Whipple
Mr. Culver	Mr. M'Keon	Mr. Williams
Mr. Degrauw	Mr. M'Knight	Mr. Winfield
Mr. Drake	Mr. Morehouse	Mr. Wood
Mr. Ellithorp	Mr. Morris	Mr. Wright
Mr. Emmons	Mr. Myers	Mr. Yates
Mr. Enos	Mr. Orr	Mr. Younglove 81

Those who voted in the negative are

Mr. Cuykendall	Mr. Guinnip	Mr. Ruggles
Mr. Fleming	Mr. Jackson	Mr. Sears
Mr. Grinnell	Mr. Palmer	Mr. Terry
Mr. Grover	Mr. Parkhurst	Mr. Ward 12

The engrossed bill entitled "An act to incorporate the president, directors and company of the Commercial bank in the city of New-York," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 99 }  
{ NAYS 04 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. A. J. Parker
Mr. Angel	Mr. Gordon	Mr. I. S. Parker
Mr. Anthony	Mr. Grinnell	Mr. J. H. Parker
Mr. Arnold	Mr. Groom	Mr. Phelps
Mr. Bagley	Mr. Grover	Mr. Ringgold
Mr. Bartle	Mr. Guinnip	Mr. O. Robinson
Mr. Beardslee	Mr. Haight	Mr. J. P. Robinson
Mr. Bockoven	Mr. Hall	Mr. Ruggles
Mr. Bogardus	Mr. Healy	Mr. Sears
Mr. Bostwick	Mr. Herttell	Mr. Smith
Mr. Bowne	Mr. Hone	Mr. Spafard
Mr. Brasher	Mr. Hough	Mr. Speaker
Mr. Brown	Mr. Humphrey	Mr. Staats
Mr. Bull	Mr. Hunt	Mr. Stafford
Mr. Butrick	Mr. Ingalls	Mr. Stevenson
Mr. Campbell	Mr. Jackson	Mr. Stone
Mr. Cargill	Mr. Jones	Mr. Sumner
Mr. Case	Mr. Kernan	Mr. Temple
Mr. Cash	Mr. Kingman	Mr. Terry
Mr. Chamberlin	Mr. Le Fever	Mr. Thomson
Mr. Church	Mr. Livingston	Mr. Titus
Mr. Clark	Mr. Lockwood	Mr. Todd
Mr. Conklin	Mr. Mabbett	Mr. Wait
Mr. Crosby	Mr. Marvin	Mr. West
Mr. Culver	Mr. M'Keon	Mr. Wheaton
Mr. Cuykendall	Mr. M'Knight	Mr. Wheeler
Mr. Degrauw	Mr. Mersereau	Mr. Whipple
Mr. Drake	Mr. Morehouse	Mr. Williams
Mr. Ellithorp	Mr. Morris	Mr. Winfield
Mr. Emmons	Mr. Myers	Mr. Wood
Mr. Enos	Mr. Orr	Mr. Wright
Mr. Fowler	Mr. Osborne	Mr. Yates
Mr. Gardner	Mr. Palmer	Mr. Younglove

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Those who voted in the negative are

Mr. Fleming  
Mr. Harris

Mr. Parkhurst

Mr. Ward

The engrossed bill entitled "An act to incorporate the president, directors and company of the Cortland county bank," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 99 }  
{ NAYS 02 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. A. J. Parker
Mr. Angel	Mr. Gordon	Mr. I. S. Parker
Mr. Anthony	Mr. Groom	Mr. J. H. Parker
Mr. Arnold	Mr. Grover	Mr. Phelps
Mr. Bagley	Mr. Guinnip	Mr. Ringgold
Mr. Bartle	Mr. Haight	Mr. O. Robinson
Mr. Beardslee	Mr. Hall	Mr. J. P. Robinson
Mr. Bockoven	Mr. Harris	Mr. Ruggles
Mr. Bogardus	Mr. Healy	Mr. Sears
Mr. Bostwick	Mr. Herttell	Mr. Smith
Mr. Bowne	Mr. Hone	Mr. Spafard
Mr. Brasher	Mr. Hough	Mr. Speaker
Mr. Brown	Mr. Humphrey	Mr. Staats
Mr. Bull	Mr. Hunt	Mr. Stafford
Mr. Butrick	Mr. Ingalls	Mr. Stevenson
Mr. Campbell	Mr. Jones	Mr. Stone
Mr. Cargill	Mr. Kernan	Mr. Sumner
Mr. Case	Mr. Kingman	Mr. Temple
Mr. Cash	Mr. Le Fever	Mr. Terry
Mr. Chamberlin	Mr. Lewis	Mr. Thomson
Mr. Church	Mr. Livingston	Mr. Titus
Mr. Clark	Mr. Lockwood	Mr. Todd
Mr. Conklin	Mr. Mabbett	Mr. Wait
Mr. Crosby	Mr. Marvin	Mr. West
Mr. Culver	Mr. M'Keon	Mr. Wheaton
Mr. Cuykendall	Mr. M'Knight	Mr. Wheeler
Mr. Degrauw	Mr. Mersereau	Mr. Whipple
Mr. Drake	Mr. Morehouse	Mr. Williams
Mr. Ellithorp	Mr. Morris	Mr. Winfield
Mr. Emmons	Mr. Myers	Mr. Wood
Mr. Enos	Mr. Orr	Mr. Wright
Mr. Fowler	Mr. Osborne	Mr. Yates
Mr. Gardner	Mr. Palmer	Mr. Younglove

Those who voted in the negative are.

Mr. Fleming

Mr. Parkhurst

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Degrauw, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to widen Wooster-street from Sixth-street to Fourteenth-street in the city of New-York;" the engrossed bill entitled "An act to consolidate and amend the several statutes concerning the election of justices of the peace;" the engrossed bill entitled "An act to incorporate the village of Angelica;" the engrossed bill entitled "An act for the relief of Paisley Laing;" the engrossed bill entitled "An act for the relief of Jacob I. Timmerman;" the engrossed bill entitled "An act for the relief of James Averill;" the engrossed bill entitled "An act to incorporate the Essex county academy;" the engrossed bill entitled "An act to incorporate the Gowannus, Fort Hamilton and Bath turnpike company;" the engrossed bill entitled "An act to incorporate the Waterford academy;" the engrossed bill entitled "An act to annex part of the towns of Harpersfield and Kortright to the town of Stamford;" the engrossed bill entitled "An act for the relief of Elizabeth Scott;" the engrossed bill entitled "An act to erect a new town from parts of the towns of Smithfield and Lenox in the county of Madison, and of Augusta and Vernon in the county of Oneida, and to annex the same to Madison county;" and the engrossed bill entitled "An act to incorporate the Plattsburgh manufacturing company," and find the same correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

The engrossed bill entitled "An act to incorporate the president, directors and company of the Bank of Orleans," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 99 }  
{ NAYS 03 }

Those who voted in the affirmative are

Mr. Anderson  
Mr. Angel  
Mr. Anthony  
Mr. Arnold  
Mr. Bagley

Mr. Germond  
Mr. Gordon  
Mr. Groom  
Mr. Grover  
Mr. Guinnip

Mr. Palmer  
Mr. A. J. Parker  
Mr. I. S. Parker  
Mr. J. H. Parker  
Mr. Phelps

Mr. Bartle	Mr. Haight	Mr. Ringgold
Mr. Beardslee	Mr. Hall	Mr. O. Robinson
Mr. Bockoven	Mr. Harris	Mr. J. P. Robinson
Mr. Bogardus	Mr. Healy	Mr. Ruggles
Mr. Bostwick	Mr. Herttell	Mr. Sears
Mr. Bowne	Mr. Hone	Mr. Smith
Mr. Brasher	Mr. Hough	Mr. Spafard
Mr. Brown	Mr. Humphrey	Mr. Speaker
Mr. Bull	Mr. Hunt	Mr. Staats
Mr. Butrick	Mr. Ingalls	Mr. Stafford
Mr. Campbell	Mr. Jackson	Mr. Stevenson
Mr. Cargill	Mr. Jones	Mr. Stone
Mr. Case	Mr. Kernan	Mr. Sumner
Mr. Cash	Mr. Kingman	Mr. Terry
Mr. Chamberlin	Mr. Le Fever	Mr. Thomson
Mr. Church	Mr. Lewis	Mr. Titus
Mr. Clark	Mr. Livingston	Mr. Todd
Mr. Conklin	Mr. Lockwood	Mr. Wait
Mr. Crosby	Mr. Mabbett	Mr. West
Mr. Culver	Mr. Marvin	Mr. Wheaton
Mr. Cuykendall	Mr. M'Keon	Mr. Wheeler
Mr. Degrauw	Mr. M'Knight	Mr. Whipple
Mr. Drake	Mr. Mersereau	Mr. Williams
Mr. Ellithorp	Mr. Morehouse	Mr. Winfield
Mr. Emmons	Mr. Morris	Mr. Wood
Mr. Enos	Mr. Myers	Mr. Wright
Mr. Fowler	Mr. Orr	Mr. Yates
Mr. Gardner	Mr. Osborne	Mr. Younglove 99

Those who voted in the negative are

Mr. Fleming	Mr. Parkhurst	Mr. Temple 3
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The engrossed bill entitled "An act to incorporate the president, directors and company of the City bank," was read the third time. Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	88	}
{	NAYS	09	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Groom	Mr. I. S. Parker
Mr. Angel	Mr. Guinnip	Mr. J. H. Parker
Mr. Arnold	Mr. Haight	Mr. Phelps

Mr. Bagley	Mr. Hall	Mr. Ringgold
Mr. Bartle	Mr. Harris	Mr. O. Robinson
Mr. Beardslee	Mr. Herttell	Mr. J. P. Robinson
Mr. Bogardus	Mr. Hone	Mr. Sears
Mr. Bostwick	Mr. Hough	Mr. Smith
Mr. Bowne	Mr. Humphrey	Mr. Spafard
Mr. Brasher	Mr. Hunt	Mr. Speaker
Mr. Brown	Mr. Ingalls	Mr. Staats
Mr. Butrick	Mr. Jones	Mr. Stafford
Mr. Campbell	Mr. Kernan	Mr. Stevenson
Mr. Cargill	Mr. Kingman	Mr. Sumner
Mr. Case	Mr. Le Fever	Mr. Temple
Mr. Cash	Mr. Lewis	Mr. Terry
Mr. Chamberlin	Mr. Livingston	Mr. Thomson
Mr. Church	Mr. Lockwood	Mr. Titus
Mr. Clark	Mr. Mabbett	Mr. Todd
Mr. Conklin	Mr. Marvin	Mr. Wait
Mr. Crosby	Mr. M'Keon	Mr. West
Mr. Culver	Mr. M'Knight	Mr. Wheaton
Mr. Cuykendall	Mr. Mersereau	Mr. Wheeler
Mr. Degrauw	Mr. Morehouse	Mr. Whipple
Mr. Drake	Mr. Morris	Mr. Williams
Mr. Enos	Mr. Myers	Mr. Winfield
Mr. Fowler	Mr. Orr	Mr. Wright
Mr. Gardner	Mr. Palmer	Mr. Yates
Mr. Germond	Mr. A. J. Parker	Mr. Younglove
Mr. Gordon		

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Those who voted in the negative are

Mr. Ellithorp	Mr. Grover	Mr. Osborne
Mr. Fleming	Mr. Healy	Mr. Parkhurst
Mr. Grinnell	Mr. Jackson	Mr. Ruggles

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The engrossed bill entitled "An act to amend the charter of the Saratoga county bank," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 98 }  
{ NAYS 03 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. A. J. Parker
Mr. Angel	Mr. Groom	Mr. I. S. Parker

Mr. Anthony	Mr. Grover	Mr. J. H. Parker
Mr. Arnold	Mr. Guinnip	Mr. Phelps
Mr. Bartle	Mr. Haight	Mr. Ringgold
Mr. Beardslee	Mr. Hall	Mr. O. Robinson
Mr. Bockoven	Mr. Harris	Mr. J. P. Robinson
Mr. Bogardus	Mr. Healy	Mr. Ruggles
Mr. Bostwick	Mr. Herttell	Mr. Sears
Mr. Bowne	Mr. Hone	Mr. Smith
Mr. Brasher	Mr. Hough	Mr. Spafard
Mr. Brown	Mr. Humphrey	Mr. Speaker
Mr. Bull	Mr. Hunt	Mr. Staats
Mr. Butrick	Mr. Ingalls	Mr. Stafford
Mr. Campbell	Mr. Johnson	Mr. Stevenson
Mr. Cargill	Mr. Jones	Mr. Stone
Mr. Case	Mr. Kernan	Mr. Sumner
Mr. Cash	Mr. Kingman	Mr. Temple
Mr. Chamberlin	Mr. Le Fever	Mr. Terry
Mr. Church	Mr. Lewis	Mr. Thomson
Mr. Clark	Mr. Livingston	Mr. Titus
Mr. Conklin	Mr. Lockwood	Mr. Todd
Mr. Crosby	Mr. Mabbett	Mr. Wait
Mr. Culver	Mr. Marvin	Mr. West
Mr. Cuykendall	Mr. M'Keon	Mr. Wheaton
Mr. Degrauw	Mr. M'Knight	Mr. Wheeler
Mr. Drake	Mr. Mersereau	Mr. Whipple
Mr. Ellithorp	Mr. Morehouse	Mr. Williams
Mr. Emmons	Mr. Morris	Mr. Winfield
Mr. Enos	Mr. Myers	Mr. Wright
Mr. Fowler	Mr. Orr	Mr. Yates
Mr. Gardner	Mr. Osborne	Mr. Younglove
Mr. Germond	Mr. Palmer	

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Those who voted in the negative are

Mr. Fleming	Mr. Grinnell	Mr. Jackson	3
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The engrossed bill entitled "An act to amend the charter of the Lockport bank," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	95	}
{	NAYS	06	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. J. H. Parker
Mr. Angel	Mr. Gordon	Mr. Phelps
Mr. Anthony	Mr. Groom	Mr. Ringgold
Mr. Arnold	Mr. Guinnip	Mr. O. Robinson
Mr. Bagley	Mr. Haight	Mr. J. P. Robinson
Mr. Bartle	Mr. Hall	Mr. Ruggles
Mr. Beardslee	Mr. Healy	Mr. Sears
Mr. Bockoven	Mr. Herttell	Mr. Smith
Mr. Bogardus	Mr. Hone	Mr. Spafard
Mr. Bostwick	Mr. Hough	Mr. Speaker
Mr. Bowne	Mr. Humphrey	Mr. Staats
Mr. Brasher	Mr. Hunt	Mr. Stafford
Mr. Brown	Mr. Ingalls	Mr. Stevenson
Mr. Bull	Mr. Jones	Mr. Stone
Mr. Butrick	Mr. Kernan	Mr. Sumner
Mr. Campbell	Mr. Kingman	Mr. Temple
Mr. Cargill	Mr. Le Fever	Mr. Terry
Mr. Case	Mr. Lewis	Mr. Thomson
Mr. Cash	Mr. Lockwood	Mr. Titus
Mr. Chamberlin	Mr. Mabbett	Mr. Todd
Mr. Church	Mr. Marvin	Mr. Wait
Mr. Clark	Mr. M'Keon	Mr. West
Mr. Conklin	Mr. M'Knight	Mr. Wheaton
Mr. Crosby	Mr. Mersereau	Mr. Wheeler
Mr. Culver	Mr. Morchouse	Mr. Whipple
Mr. Cuykendall	Mr. Morris	Mr. Williams
Mr. Degrauw	Mr. Myers	Mr. Winfield
Mr. Drake	Mr. Orr	Mr. Wood
Mr. Ellithorp	Mr. Osborne	Mr. Wright
Mr. Enos	Mr. Palmer	Mr. Yates
Mr. Fowler	Mr. A. J. Parker	Mr. Younglove
Mr. Gardner	Mr. I. S. Parker	

95

Those who voted in the negative are

Mr. Emmons	Mr. Grinnell	Mr. Jackson
Mr. Fleming	Mr. Grover	Mr. Ward

6

The engrossed bill entitled "An act to amend the charter of the Bank of Ogdensburgh," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	90	}
{	NAYS	10	}



# Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. Myers
Mr. Angel	Mr. Gardner	Mr. Orr
Mr. Anthony	Mr. Germond	Mr. Palmer
Mr. Arnold	Mr. Gordon	Mr. A. J. Parker
Mr. Bagley	Mr. Groom	Mr. J. H. Parker
Mr. Bartle	Mr. Grover	Mr. Phelps
Mr. Beardslee	Mr. Guinnip	Mr. Ringgold
Mr. Bockloven	Mr. Haight	Mr. O. Robinson
Mr. Bogardus	Mr. Harris	Mr. Ruggles
Mr. Bosawick	Mr. Healy	Mr. Sears
Mr. Bowen	Mr. Herttell	Mr. Spafard
Mr. Brasher	Mr. Hone	Mr. Speaker
Mr. Brown	Mr. Hough	Mr. Staats
Mr. Bull	Mr. Humphrey	Mr. Stafford
Mr. Cull	Mr. Hunt	Mr. Stevenson
Mr. Campbell	Mr. Ingalls	Mr. Sumner
Mr. Cargill	Mr. Jones	Mr. Temple
Mr. Case	Mr. Kernan	Mr. Terry
Mr. Cash	Mr. Kingman	Mr. Thomson
Mr. Chamberlin	Mr. Le Fever	Mr. Titus
Mr. Clark	Mr. Lewis	Mr. Todd
Mr. Conklin	Mr. Livingston	Mr. Wait
Mr. Culver	Mr. Lockwood	Mr. West
Mr. Cuykendall	Mr. Mabbett	Mr. Wheaton
Mr. Degrauw	Mr. Marvin	Mr. Whipple
Mr. Drake	Mr. M'Keon	Mr. Williams
Mr. Ellithorp	Mr. M'Knight	Mr. Winfield
Mr. Emmons	Mr. Mersereau	Mr. Wood
Mr. Enos	Mr. Morehouse	Mr. Yates
	Mr. Morris	Mr. Younglove

## Those who voted in the negative are

Mr. Crosby	Mr. Jackson	Mr. Parkhurst
Mr. Fleming	Mr. Osborne	Mr. Ward
Mr. Grinnell	Mr. L. S. Parker	Mr. Wheeler
Mr. Hall		

The engrossed bill entitled "An act to increase the capital of the Phenix bank in the city of New-York," was read the third time. Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 99 }  
{ NAYS 04 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. A. J. Parker
Mr. Angel	Mr. Groom	Mr. I. S. Parker
Mr. Anthony	Mr. Grover	Mr. J. H. Parker
Mr. Arnold	Mr. Guinnip	Mr. Phelps
Mr. Bartle	Mr. Haight	Mr. Ringgold
Mr. Beardslee	Mr. Half	Mr. O. Robinson
Mr. Bockoven	Mr. Healy	Mr. J. P. Robinson
Mr. Bogardus	Mr. Herttelf	Mr. Ruggles
Mr. Bostwick	Mr. Hone	Mr. Sears
Mr. Bowne	Mr. Hough	Mr. Smith
Mr. Brasher	Mr. Humphrey	Mr. Spafard
Mr. Brown	Mr. Hunt	Mr. Speaker
Mr. Buh	Mr. Ingalls	Mr. Staats
Mr. Butrick	Mr. Jackson	Mr. Stafford
Mr. Campbell	Mr. Johnson	Mr. Stevensom
Mr. Cargill	Mr. Jones	Mr. Stone
Mr. Case	Mr. Kernan	Mr. Sumner
Mr. Casfr	Mr. Kingman	Mr. Temple
Mr. Chamberlin	Mr. Le Fever	Mr. Terry
Mr. Church	Mr. Lewis	Mr. Thomson
Mr. Clark	Mr. Livingston	Mr. Titus
Mr. Conklin	Mr. Lockwood	Mr. Todd
Mr. Crosby	Mr. Mabbett	Mr. Wait
Mr. Culver	Mr. Marvin	Mr. West
Mr. Cuykendall	Mr. M'Keon	Mr. Wheaton
Mr. Degrauw	Mr. M'Knight	Mr. Wheeler
Mr. Drake	Mr. Mercereau	Mr. Whipple
Mr. Emmons	Mr. Morehouse	Mr. Williams
Mr. Enos	Mr. Morris	Mr. Winfield
Mr. Fowler	Mr. Myers	Mr. Wood
Mr. Gardner	Mr. Orr	Mr. Wright
Mr. Germond	Mr. Osborne	Mr. Yates
Mr. Gordon	Mr. Pakner	Mr. Younglove

Those who voted in the negative are

Mr. Fleming	Mr. Parkhurst	Mr. Ward
Mr. Harris		

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

And then the House adjourned till four o'clock this afternoon.

## FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act to alter and amend an act entitled 'An act to incorporate the New-York life insurance and trust company,' passed March 9th, 1830;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Hough, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the American life insurance and trust company;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Hough, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to alter the name of the Farmers' fire insurance and loan company, and to restrict the amount of its loans and deposits, and for other purposes;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Hough, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

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 WEDNESDAY, APRIL 16, 1834.

The House met pursuant to adjournment.

The petition of the supervisor and commissioners of highways of the town of Argyle in the county of Washington, praying for authority to levy a tax on said town, for the purpose of building bridges therein, was read, and referred to a select committee, consisting of the members attending this House from the county of Washington.

The remonstrance of sundry inhabitants of the county of Niagara, against the modification of the law subjecting certain debts due non-residents to taxation, was read, and committed to the committee of the whole when on the bill to which it relates.

Four several memorials of sundry inhabitants of the county of

Washington, praying for the passage of an act incorporating a company to construct a McAdam road from Troy to Whitehall, were read, and ordered to be laid upon the table.

The remonstrance of sundry inhabitants of the town of Machias in the county of Cattaraugus, against any alteration of the lines of said town, was read, and committed to the committee of the whole when on the bill to which it relates.

The memorial of sundry inhabitants of the county of Steuben, on the subject of the Governor's special message, was read, and ordered to be laid upon the table.

The petition of Robert Forbes, an alien, praying for the passage of an act allowing him to hold and convey real estate, was read, and referred to the committee on the petitions of aliens.

Two several remonstrances of sundry inhabitants of the county of Chautauque, against an amendment of the law subjecting certain debts due non-residents to taxation, were read, and committed to the committee of the whole when on the bill to which they relate.

Mr. Stevenson, from the committee on canals and internal improvements, to which was referred the petition of sundry inhabitants of the county of Steuben, praying for the incorporation of a company to construct a slackwater navigation from Hornellville to the Chemung feeder, reported a bill, entitled "An act to incorporate the Canisteo navigation company;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Osborne, from the committee on the petitions of aliens, to which was referred the petition of Thomas Pay, a resident alien, praying that he may be authorised to hold and convey real estate, reported; and offered the following resolution:

[See Document No. 382.]

*Resolved*, That the prayer of the petitioner ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Fleming, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Ulster, praying for an alteration of the charter of the Saugerties and Woodstock Turnpike Company, reported a bill, entitled "An act to amend an act entitled 'An act to incorporate the Saugerties and Woodstock turnpike company,' passed April 21st, 1828;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act to authorise the supervisor of the town of Antwerp in the county of Jefferson, to deed to Miles Cook a certain piece of land," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Haight, from the committee on the judiciary, to which was referred the bill entitled "An act relative to the appointment and removal of county treasurers," reported, that the committee have examined the said bill, and recommend that the same be passed into a law.

Thereupon,

Mr. Wright made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Wright, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the bill entitled "An act for the relief of George Kinsella," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Todd, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act amending the act entitled 'An act regulating the measuring of grain in the city of New-York,' passed April 14th, 1832," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Culver, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to amend an act entitled 'An act to incorporate the Kingston and Middletown turn-pike road company,' passed February 17th, 1831," reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same, and recommend that the said amendment be ordered to be engrossed, and the bill ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Wood, from the select committee to which was referred the bill entitled "An act to authorise the supervisors of the county of Allegany to raise money to build a bridge over the Genesee river," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Drake, from the select committee to which was referred the bill entitled "An act to authorise the survey by the State, of the route of the contemplated New-York and Erie rail-road," reported, that the committee had gone through the said bill, made amendments thereto, altered the title to "An act to authorise the survey

of a route for a rail-road from the city of New-York to Lake Erie," and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to alter and amend an act entitled 'An act to incorporate the New-York life insurance and trust company,' passed March 9th, 1830," and find the same correctly engrossed.

Mr. Morris, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to explain the act entitled 'An act authorising the construction of a road from Port Kent in the county of Essex, to Hopkinton in the county of St. Lawrence, and making an appropriation therefor,' passed April 18th, 1829;" the engrossed bill entitled "An act concerning the State road from Canandaigua in Ontario county, to Palmyra in the county of Wayne;" the engrossed bill entitled "An act to allow the first judge of the county of Kings a salary, and for other purposes;" the engrossed bill entitled "An act for the survey of a road from Whitehall in the county of Washington, to Port Henry in the county of Essex;" the engrossed bill entitled "An act to annex part of the town of Almond to the town of Burns in the county of Allegany," and the engrossed bill entitled "An act directing a survey of a McAdam road from the Chenango valley to the Hudson river," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

A communication from the Canal Commissioners, was received and read, in the words following, to wit:

The undersigned, in behalf of the Canal Commissioners, to whom was referred by the Honorable the Assembly, the petition of Joseph Waggoner, makes the following report:

[See Document No. 383.]

*Ordered*, That the said report be referred to the committee on claims.

A message from the Senate was read, informing that they have passed the bill entitled "An act to extend the corporate powers of the Skaneateles manufacturing company."

*Ordered*, That the clerk deliver the said bill to the Governor.

A message from the Senate was read, informing that they have rejected the bill entitled "An act authorising the sale of the parsonage house and farm of land belonging to the Presbyterian church and congregation of the town of Poundridge in the county of Westchester."

The Senate returned the bill entitled "An act to incorporate the Ithaca and Port Renwick rail-road company;" the bill entitled "An act to authorise the board of supervisors of the county of Otsego to raise money to build a jail," and the bill entitled "An act to incorporate the Butternuts and Oxford turnpike company."

*Ordered*, That the clerk deliver the said bills to the Governor.

A copy of a resolution of the Senate was received and read, informing that they have concurred with this House in its resolution of the fourteenth instant, fixing upon Thursday the seventeenth instant for choosing a Regent of the University.

Two several messages from the Senate were read, informing that they have passed the bill entitled "An act to incorporate the Petersburg, Grafton and Brunswick turnpike company," and the bill entitled "An act to incorporate the Frankfort manufacturing company," severally with the amendments therewith delivered.

*Ordered*, That the said bills and amendments be laid upon the table.

A message from the Senate was read, informing that they have passed the bill entitled "An act extending the time of payment of certain monies due from the county of Broome," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to confirm the proceedings of the inhabitants and trustees of the village of Penn-Yan, and to amend an act entitled 'An act to incorporate the village of Penn-Yan in the county of Yates,' passed April 29th, 1833," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 100 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. J. H. Parker
Mr. Anthony	Mr. Groom	Mr. Patterson
Mr. Arnold	Mr. Grover	Mr. Ringgold
Mr. Bagley	Mr. Guinnip	Mr. O. Robinson
Mr. Barnes	Mr. Haight	Mr. J. P. Robinson
Mr. Bartle	Mr. Hall	Mr. Ruggles
Mr. Beardslee	Mr. Harris	Mr. Schermerhorn
Mr. Bockoven	Mr. Healy	Mr. Sears
Mr. Bostwick	Mr. Hough	Mr. Smith
Mr. Bowne	Mr. Humphrey	Mr. Spafard
Mr. Brasher	Mr. Hunt	Mr. Speaker
Mr. Brown	Mr. Ingalls	Mr. Staats

Mr. Butrick	Mr. Jackson	Mr. Stafford
Mr. Campbell	Mr. Johnson	Mr. Stevenson
Mr. Cargill	Mr. Jones	Mr. Stone
Mr. Case	Mr. Kernan	Mr. Strong
Mr. Cash	Mr. Kingman	Mr. Sumner
Mr. Chamberlin	Mr. Le Fever	Mr. Temple
Mr. Church	Mr. Lewis	Mr. Terry
Mr. Clark	Mr. Livingston	Mr. Thomson
Mr. Coe	Mr. Lockwood	Mr. Titus
Mr. Conklin	Mr. Mabbett	Mr. Todd
Mr. Crosby	Mr. Marvin	Mr. Wait
Mr. Cuykendall	Mr. M'Keon	Mr. West
Mr. Dana	Mr. M'Knight	Mr. Wheaton
Mr. Drake	Mr. Mersereau	Mr. Wheeler
Mr. Dusenbury	Mr. Mitchell	Mr. Whipple
Mr. Emmons	Mr. Morris	Mr. Willes
Mr. Enos	Mr. Myers	Mr. Williams
Mr. Fleming	Mr. Orr	Mr. Winfield
Mr. Fox	Mr. Osborne	Mr. Wood
Mr. Gardner	Mr. A. J. Parker	Mr. Yates
Mr. Germond	Mr. I. S. Parker	Mr. Younglove
Mr. Gordon		

100

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

The engrossed bill entitled "An act to incorporate the president, directors and company of the La Fayette bank in the city of New-York," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 18 }

Those who voted in the affirmative are

Mr. Angel	Mr. Guinnip	Mr. Phelps
Mr. Anthony	Mr. Haight	Mr. Ringgold
Mr. Barnes	Mr. Hall	Mr. O. Robinson
Mr. Bartle	Mr. Healy	Mr. J. P. Robinson
Mr. Beardslee	Mr. Herttell	Mr. Ruggles
Mr. Bogardus	Mr. Hough	Mr. Schermerhorn
Mr. Bostwick	Mr. Humphrey	Mr. Sears
Mr. Bowne	Mr. Hunt	Mr. Smith
Mr. Brasher	Mr. Ingalls	Mr. Spafard



Mr. Brown	Mr. Jackson	Mr. Speaker
Mr. Butrick	Mr. Jones	Mr. Staats
Mr. Campbell	Mr. Kernan	Mr. Stafford
Mr. Cargill	Mr. Kingman	Mr. Stevenson
Mr. Case	Mr. Le Fever	Mr. Stone
Mr. Cash	Mr. Lewis	Mr. Strong
Mr. Chamberlin	Mr. Livingston	Mr. Sumner
Mr. Church	Mr. Mabbett	Mr. Temple
Mr. Clark	Mr. Marvin	Mr. Terry
Mr. Conklin	Mr. M'Keon	Mr. Thomson
Mr. Culver	Mr. M'Knight	Mr. Titus
Mr. Dana	Mr. Mersereau	Mr. Todd
Mr. Drake	Mr. Morris	Mr. Wait
Mr. Dusenbury	Mr. Myers	Mr. West
Mr. Emmons	Mr. Nichols	Mr. Wheaton
Mr. Enos	Mr. Orr	Mr. Wheeler
Mr. Fowler	Mr. Osborne	Mr. Williams
Mr. Fox	Mr. A. J. Parker	Mr. Winfield
Mr. Gardner	Mr. I. S. Parker	Mr. Wright
Mr. Germond	Mr. J. H. Parker	Mr. Yates
Mr. Gordon	Mr. Patterson	Mr. Younglove

90

Those who voted in the negative are

Mr. Anderson	Mr. Cuykendall	Mr. Lockwood
Mr. Arnold	Mr. Grinnell	Mr. Morehouse
Mr. Bagley	Mr. Groom	Mr. Parkhurst
Mr. Bockoven	Mr. Grover	Mr. Whipple
Mr. Coe	Mr. Harris	Mr. Willes
Mr. Crosby	Mr. Johnson	Mr. Wood

18

The engrossed bill entitled "An act for the relief of Enos Stone and others," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 97 }  
{ NAYS 09 }

Those who voted in the affirmative are

Mr. Angel	Mr. Germond	Mr. Patterson
Mr. Anthony	Mr. Grinnell	Mr. Phelps
Mr. Arnold	Mr. Groom	Mr. Ringgold
Mr. Bagley	Mr. Grover	Mr. J. P. Robinson
Mr. Barnes	Mr. Guinnip	Mr. Ruggles
Mr. Bartle	Mr. Haight	Mr. Schermerhorn
Mr. Beardslee	Mr. Hall	Mr. Sears
Mr. Bockoven	Mr. Harris	Mr. Spafard

Mr. Bogardus	Mr. Herttell	Mr. Speaker
Mr. Bostwick	Mr. Hough	Mr. Staats
Mr. Bowne	Mr. Humphrey	Mr. Stafford
Mr. Brasher	Mr. Hunt	Mr. Stevenson
Mr. Brown	Mr. Ingalls	Mr. Stone
Mr. Butrick	Mr. Jackson	Mr. Strong
Mr. Campbell	Mr. Jones	Mr. Sumner
Mr. Cargill	Mr. Kingman	Mr. Temple
Mr. Case	Mr. Le Fever	Mr. Terry
Mr. Cash	Mr. Lewis	Mr. Thomson
Mr. Chamberlin	Mr. Lockwood	Mr. Titus
Mr. Church	Mr. Mabbett	Mr. Wait
Mr. Clark	Mr. Marvin	Mr. Ward
Mr. Coe	Mr. M'Keon	Mr. West
Mr. Conklin	Mr. M'Knight	Mr. Wheaton
Mr. Culver	Mr. Mersereau	Mr. Wheeler
Mr. Dana	Mr. Morehouse	Mr. Whipple
Mr. Drake	Mr. Myers	Mr. Willes
Mr. Dusenbury	Mr. Nichols	Mr. Williams
Mr. Emmons	Mr. Orr	Mr. Winfield
Mr. Enos	Mr. Osborne	Mr. Wood
Mr. Fleming	Mr. A. J. Parker	Mr. Wright
Mr. Fowler	Mr. I. S. Parker	Mr. Yates
Mr. Fox	Mr. Parkhurst	Mr. Younglove
Mr. Gardner		

97

Those who voted in the negative are

Mr. Anderson	Mr. Johnson	Mr. J. H. Parker
Mr. Crosby	Mr. Livingston	Mr. O. Robinson
Mr. Cuykendall	Mr. Morris	Mr. Smith

9

The engrossed bill entitled "An act to amend the charter of the Bank of Genesee," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 101 }  
{ NAYS 04 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. Patterson
Mr. Angel	Mr. Gordon	Mr. Phelps
Mr. Anthony	Mr. Groom	Mr. Ringgold
Mr. Arnold	Mr. Grover	Mr. O. Robinson

Mr. Bagley	Mr. Guinnip	Mr. J. P. Robinson
Mr. Barnes	Mr. Haight	Mr. Ruggles
Mr. Bartle	Mr. Hall	Mr. Schermerhorn
Mr. Bockoven	Mr. Harris	Mr. Sears
Mr. Bogardus	Mr. Healy	Mr. Spafard
Mr. Bostwick	Mr. Hertell	Mr. Speaker
Mr. Bowne	Mr. Hough	Mr. Staats
Mr. Brasher	Mr. Humphrey	Mr. Stafford
Mr. Brown	Mr. Hunt	Mr. Stevenson
Mr. Butrick	Mr. Ingalls	Mr. Stone
Mr. Campbell	Mr. Jones	Mr. Strong
Mr. Cargill	Mr. Kernan	Mr. Sumner
Mr. Case	Mr. Kingman	Mr. Temple
Mr. Cash	Mr. Le Fever	Mr. Terry
Mr. Chamberlin	Mr. Lewis	Mr. Thomson
Mr. Church	Mr. Livingston	Mr. Titus
Mr. Clark	Mr. Lockwood	Mr. Todd
Mr. Coe	Mr. Mabbett	Mr. Wait
Mr. Conklin	Mr. Marvin	Mr. Ward
Mr. Crosby	Mr. M'Keon	Mr. West
Mr. Culver	Mr. M'Knight	Mr. Wheaton
Mr. Cuykendall	Mr. Mersereau	Mr. Wheeler
Mr. Dana	Mr. Morris	Mr. Whipple
Mr. Drake	Mr. Myers	Mr. Williams
Mr. Dusenbury	Mr. Nichols	Mr. Winfield
Mr. Emmons	Mr. Orr	Mr. Wood
Mr. Enos	Mr. Osborne	Mr. Wright
Mr. Fowler	Mr. A. J. Parker	Mr. Yates
Mr. Fox	Mr. I. S. Parker	Mr. Younglove
Mr. Gardner	Mr. J. H. Parker	

101

Those who voted in the negative are

Mr. Beardslee	Mr. Grinnell	Mr. Jackson
Mr. Fleming		

4

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act for the relief of the trustees in the village of Poughkeepsie," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 97 }  
{ NAYS 00 } .

Those who voted in the affirmative are

Mr. Angel	Mr. Germond	Mr. A. J. Parker
Mr. Anthony	Mr. Gordon	Mr. I. S. Parker
Mr. Arnold	Mr. Grinnell	Mr. J. H. Parker
Mr. Bagley	Mr. Groom	Mr. Patterson
Mr. Barnes	Mr. Grover	Mr. Phelps
Mr. Bartle	Mr. Guinnip	Mr. Ringgold
Mr. Beardslee	Mr. Haight	Mr. O. Robinson
Mr. Bockoven	Mr. Hall	Mr. Ruggles
Mr. Bogardus	Mr. Harris	Mr. Schermerhorn
Mr. Bostwick	Mr. Healy	Mr. Sears
Mr. Bowne	Mr. Herttell	Mr. Smith
Mr. Brasher	Mr. Hough	Mr. Spafard
Mr. Brown	Mr. Humphrey	Mr. Speaker
Mr. Butrick	Mr. Hunt	Mr. Staats
Mr. Campbell	Mr. Ingalls	Mr. Stafford
Mr. Cargill	Mr. Jackson	Mr. Stevenson
Mr. Case	Mr. Johnson	Mr. Stone
Mr. Cash	Mr. Jones	Mr. Sumner
Mr. Church	Mr. Kingman	Mr. Temple
Mr. Clark	Mr. Le Fever	Mr. Terry
Mr. Coe	Mr. Lewis	Mr. Titus
Mr. Conklin	Mr. Livingston	Mr. Wait
Mr. Crosby	Mr. Lockwood	Mr. Ward
Mr. Culver	Mr. Mabbett	Mr. Wheaton
Mr. Cuykendall	Mr. M'Keon	Mr. Wheeler
Mr. Dana	Mr. M'Knight	Mr. Whipple
Mr. Drake	Mr. Mersereau	Mr. Willes
Mr. Dusenbury	Mr. Morchouse	Mr. Williams
Mr. Emmons	Mr. Morris	Mr. Wood
Mr. Enos	Mr. Myers	Mr. Wright
Mr. Fleming	Mr. Orr	Mr. Yates
Mr. Fowler	Mr. Osborne	Mr. Younglove
Mr. Gardner		

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill from the Senate, entitled "An act to incorporate the Young Men's association for mutual improvement in the city of Albany," was read the third time.

Debates were had upon the said bill; and in proceeding thereon, Mr. Ruggles moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Thereupon,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	NAYS	54	}
{	AYES	39	}

## Those who voted in the negative are

Mr. Anderson	Mr. Gardner	Mr. Sears
Mr. Arnold	Mr. Germond	Mr. Smith
Mr. Bartle	Mr. Grinnell	Mr. Speaker
Mr. Bogardus	Mr. Groom	Mr. Stone
Mr. Bostwick	Mr. Healy	Mr. Strong
Mr. Bowne	Mr. Herttell	Mr. Sumner
Mr. Brasher	Mr. Humphrey	Mr. Temple
Mr. Butrick	Mr. Jackson	Mr. Terry
Mr. Campbell	Mr. Jones	Mr. Thomson
Mr. Chamberlin	Mr. Mabbett	Mr. Titus
Mr. Church	Mr. M'Knight	Mr. Todd
Mr. Clark	Mr. Morehouse	Mr. Wait
Mr. Coe	Mr. Morris	Mr. Wheeler
Mr. Crosby	Mr. A. J. Parker	Mr. Whipple
Mr. Cuykendall	Mr. J. H. Parker	Mr. Wood
Mr. Dana	Mr. O. Robinson	Mr. Yates
Mr. Dusenbury	Mr. Ruggles	Mr. Younglove
Mr. Enos	Mr. Schermerhorn	

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## Those who voted in the affirmative are

Mr. Angel	Mr. Harris	Mr. I. S. Parker
Mr. Anthony	Mr. Hough	Mr. Parkhurst
Mr. Barnes	Mr. Hunt	Mr. Patterson
Mr. Beardslee	Mr. Ingalls	Mr. J. P. Robinson
Mr. Cargill	Mr. Kingman	Mr. Staats
Mr. Case	Mr. Le Fever	Mr. Stafford
Mr. Cash	Mr. Livingston	Mr. Stevenson
Mr. Conklin	Mr. M'Keon	Mr. Ward
Mr. Emmons	Mr. Mersereau	Mr. West
Mr. Fleming	Mr. Mitchell	Mr. Willes
Mr. Gordon	Mr. Myers	Mr. Williams
Mr. Haight	Mr. Nichols	Mr. Winfield
Mr. Hall	Mr. Osborne	Mr. Wright

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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have refused to pass the same into a law.

The engrossed bill entitled "An act to incorporate the Waterford academy;" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
{ NAYS 00 }

## Those who voted in the affirmative are

Mr. Angel.	Mr. Groom	Mr. I. S. Parker
Mr. Anthony	Mr. Grover	Mr. Patterson
Mr. Barnes	Mr. Guinnip	Mr. Phelps
Mr. Bartle	Mr. Haight	Mr. Ringgold
Mr. Beardslee	Mr. Hall	Mr. O. Robinson
Mr. Bockoven	Mr. Healy	Mr. Ruggles
Mr. Brasher	Mr. Herttell	Mr. Schermerhorn
Mr. Brown	Mr. Hough	Mr. Sears
Mr. Butrick	Mr. Humphrey	Mr. Smith
Mr. Campbell	Mr. Hunt	Mr. Spafard
Mr. Cargill	Mr. Ingalls	Mr. Speaker
Mr. Case	Mr. Jackson	Mr. Staats
Mr. Chamberlin	Mr. Johnson	Mr. Stevenson
Mr. Church	Mr. Jones	Mr. Stone
Mr. Clark	Mr. Kingman	Mr. Strong
Mr. Coe	Mr. Le Fever	Mr. Sumner
Mr. Conklin	Mr. Lewis	Mr. Terry
Mr. Crosby	Mr. Livingston	Mr. Thomson
Mr. Culver	Mr. Mabbett	Mr. Titus
Mr. Cuykendall	Mr. Marvin	Mr. Todd
Mr. Dana	Mr. M'Keon	Mr. Wait
Mr. Drake	Mr. M'Knight	Mr. Ward
Mr. Dusenbury	Mr. Mersereau	Mr. Wheaton
Mr. Emmons	Mr. Morehouse	Mr. Whipple
Mr. Enos	Mr. Morris	Mr. Willes
Mr. Fleming	Mr. Myers	Mr. Williams
Mr. Gardner	Mr. Nichols	Mr. Wood
Mr. Germond	Mr. Orr	Mr. Yates
Mr. Gordon	Mr. A. J. Parker	Mr. Younglove
Mr. Grinnell		

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The engrossed bill entitled "An act to incorporate the Plattsburgh manufacturing company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Guinnip	Mr. J. P. Robinson
Mr. Anthony	Mr. Haight	Mr. Ruggles
Mr. Arnold	Mr. Hall	Mr. Schermerhorn
Mr. Barnes	Mr. Harris	Mr. Sears
Mr. Bartle	Mr. Healy	Mr. Smith
Mr. Beardslee	Mr. Herttell	Mr. Spafard
Mr. Bockoven	Mr. Hough	Mr. Speaker
Mr. Bogardus	Mr. Hunt	Mr. Staats

Mr. Bostwick	Mr. Ingalls	Mr. Stafford
Mr. Bowne	Mr. Jackson	Mr. Stevenson
Mr. Brasher	Mr. Johnson	Mr. Stone
Mr. Campbell	Mr. Jones	Mr. Strong
Mr. Cash	Mr. Kingman	Mr. Sumner
Mr. Church	Mr. Le Fever	Mr. Temple
Mr. Clark	Mr. Mabbett	Mr. Terry
Mr. Coe	Mr. M'Keon	Mr. Thomson
Mr. Conklin	Mr. M'Knight	Mr. Titus
Mr. Crosby	Mr. Mersereau	Mr. Todd
Mr. Culver	Mr. Mitchell	Mr. Wait
Mr. Cuykendall	Mr. Morehouse	Mr. Ward
Mr. Dana	Mr. Morris	Mr. West
Mr. Dusenbury	Mr. Myers	Mr. Wheaton
Mr. Emmons	Mr. Nichols	Mr. Whipple
Mr. Enos	Mr. Orr	Mr. Willes
Mr. Fleming	Mr. A. J. Parker	Mr. Williams
Mr. Gardner	Mr. I. S. Parker	Mr. Winfield
Mr. Germond	Mr. J. H. Parker	Mr. Wood
Mr. Gordon	Mr. Parkhurst	Mr. Wright
Mr. Grinnell	Mr. Patterson	Mr. Yates
Mr. Groom	Mr. Phelps	Mr. Younglove
Mr. Grover		

The engrossed bill entitled "An act to annex part of the towns of Harpersfield and Kortright to the town of Stamford," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to explain the act entitled 'An act authorising the construction of a road from Port Kent in the county of Essex, to Hopkinton in the county of St. Lawrence, and making an appropriation therefor,' passed April 18th, 1829," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of Jacob I. Timmerman," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of Paisley Laing," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of Elizabeth Scott," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act concerning the State road from Canandaigua in Ontario county, to Palmyra in the county of Wayne," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to allow the first judge of the county of Kings a salary, and for other purposes," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act amending the act entitled 'An act regulating the measuring of grain in the city of New-York,' passed April 14th, 1832," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

The House then proceeded to the consideration of the amendments of the Senate to the bill entitled "An act to loan the credit of this State to the people thereof;" one of the said amendments being to alter the title to "An act authorising a loan for the benefit of the people of this State."

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

Mr. Brasher offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the fiftieth rule of this House be suspended, for the purpose of suspending the thirtieth and thirty-second rules, so as to admit the introduction of a bill to incorporate the Tompkins County Bank and the Mechanics' Bank of Rochester.

Debates were had thereon; and the question being put whether the House would agree to the said resolution, it was determined in the negative.

{ NAYS 48 }  
{ AYES 43 }

The ayes and nays being required by ten members,

Those who voted in the negative are,

Mr. Anderson	Mr. Groom	Mr. J. P. Robinson
Mr. Anthony	Mr. Grover	Mr. Schermerhorn
Mr. Arnold	Mr. Hall	Mr. Smith
Mr. Beardslee	Mr. Hough	Mr. Spafard
Mr. Bockoven	Mr. Ingalls	Mr. Speaker
Mr. Bowne	Mr. Jackson	Mr. Stafford
Mr. Butrick	Mr. Johnson	Mr. Stevenson
Mr. Campbell	Mr. Livingston	Mr. Temple
Mr. Cargill	Mr. M'Knight	Mr. Terry
Mr. Coe	Mr. Morris	Mr. Whipple
Mr. Cuykendall	Mr. Myers	Mr. Willes
Mr. Dana	Mr. Nichols	Mr. Williams
Mr. Drake	Mr. Osborne	Mr. Winfield
Mr. Dusenbury	Mr. J. H. Parker	Mr. Wright
Mr. Emmons	Mr. Parkhurst	Mr. Yates
Mr. Germond	Mr. Patterson	Mr. Younglove



Those who voted in the affirmative are

Mr. Angel	Mr. Gordon	Mr. Mitchell
Mr. Bogardus	Mr. Guinnip	Mr. A. J. Parker
Mr. Bostwick	Mr. Haight	Mr. I. S. Parker
Mr. Brasher	Mr. Harris	Mr. Ringgold
Mr. Case	Mr. Healy	Mr. Ruggles
Mr. Cash	Mr. Herttell	Mr. Sears
Mr. Chamberlin	Mr. Humphrey	Mr. Staats
Mr. Church	Mr. Jones	Mr. Stone
Mr. Clark	Mr. Kernan	Mr. Sumner
Mr. Conklin	Mr. Kingman	Mr. Thomson
Mr. Crosby	Mr. Le Fever	Mr. Titus
Mr. Culver	Mr. Lockwood	Mr. Todd
Mr. Enos	Mr. Mabbett	Mr. Wait
Mr. Fowler	Mr. M'Keon	Mr. Wood
Mr. Gardner		

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And then the House adjourned till four o'clock this afternoon.

#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then resolved itself into a committee of the whole, on the bill entitled "An act concerning the State prisons;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Ingalls, from the said committee, reported progress, and asked for and obtained leave to sit again.

A communication from John P. Cushman, a Regent of the University, was received and read, in the words following, to wit:

*Troy, April 16, 1834.*

SIR,

Finding that I shall be unable to devote the attention which is required to the duties of the office of Regent of the University, with which I have been honored, I beg leave through you to tender to the Legislature my resignation of that office.

I have the honor to be,

Very respectfully,

Your obedient servant,

JOHN P. CUSHMAN.

*To the Honorable the Speaker of the Assembly.*

On motion of Mr. Haight, and by the unanimous consent of the House,

*Resolved, (if the Senate concur,) That the Legislature will, on the seventeenth day of April instant, at twelve o'clock at noon,*

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proceed to the choice of a Regent of the University, in the place of John P. Cushman, resigned.

*Ordered*, That the Clerk deliver a copy of the preceding resolution to the Senate, and request their concurrence in the same.

And then the House adjourned until ten o'clock to-morrow morning.

## THURSDAY, APRIL 17, 1834.

The House met pursuant to adjournment.

Mr. Phelps, from the committee on the judiciary, to which was referred the petition of George Ohle, to change the surname of himself and wife, and that of his children, reported; and asked leave to introduce a bill.

[*See Document No. 384.*]

*Ordered*, That leave be given to bring in such bill.

Mr. Phelps, according to leave, brought in the said bill, entitled "An act to authorise George Ohle and Margaret R. Ohle his wife, residing in the city of New-York, and their children, to change their surname;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. O. Robinson made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. O. Robinson, and it was determined in the affirmative.

Mr. Hall, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the Sea insurance company;" the engrossed bill entitled "An act incorporating the Van Buren manufactory;" the engrossed bill entitled "An act for the relief of George Kinsella;" the engrossed bill entitled "An act relative to the appointment and removal of county treasurers;" the engrossed bill entitled "An act to authorise the survey of a route for a rail-road from the city of New-York to Lake Erie;" and the engrossed bill entitled "An act to authorise the supervisor of the town of Antwerp in the county of Jefferson, to deed to Miles Cook a certain piece of land," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

A message from the Governor, delivered by his private secretary, was read, in the words following, to-wit:

## TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to incorporate the Butternuts and Oxford turnpike company."

Also the bill entitled "An act to incorporate the James Port wharf and ways company."

Also the bill entitled "An act to incorporate the Ithaca and Port Renwick rail-road company."

Also the bill entitled "An act to authorise the board of supervisors of the county of Otsego to raise money to build a jail."

Also the bill entitled "An act to extend the corporate powers of the Skaneateles manufacturing company."

Also the bill entitled "An act confirming the acts of the commissioners of common schools in the division of the school district composed of parts of the towns of Colesville and Windsor in the county of Broome."

Also the bill entitled "An act authorising the supervisors of the county of Dutchess to raise money to repair the court-house and jail of said county."

W. L. MARCY.

*Albany, April 16, 1834.*

A copy of a resolution of the Senate was received and read, informing that they have concurred with this House in its resolution of the sixteenth instant, fixing upon this day for choosing a Regent of the University, in the place of John P. Cushman, resigned.

A message from the Senate was read, informing that they have concurred with this House in its amendment to the bill entitled "An act for the relief of the Seamen's bank for savings in the city of New-York," and have amended the same accordingly.

The said amended bill having been examined,

*Ordered,* That the Clerk return the same to the Senate.

The Senate sent for concurrence, a bill entitled "An act respecting inspectors and sealers of weights and measures in the city of New-York;" a bill entitled "An act to repeal the charter of the Newtown turnpike road company;" and a bill entitled "An act to amend and modify the acts now in force, for the prevention of fires in the city of New-York."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act respecting inspectors and sealers of weights and measures in the city of New-York," was referred to the committee on trade and manufactures; the bill entitled "An act to repeal the charter of the Newtown turnpike road company," was referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies; and the bill entitled "An act to amend and modify the acts now in force, for the prevention of fires in the city of New-York," was referred to a select committee, consisting of the members attending this House from the city and county of New-York, severally to consider and report thereon.

The Senate sent for concurrence, a bill entitled "An act to extend the fire limits in the city of New-York."

The said bill was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. McKeon made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. McKeon, and it was determined in the affirmative.

The Senate sent for concurrence, a bill entitled "An act to incorporate the Beekman iron company."

The said bill was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Mabbett made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Mabbett, and it was determined in the affirmative.

The Senate sent for concurrence, a bill entitled "An act to provide for the inspection of pressed hay in the city of New-York."

The said bill was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. McKeon made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. McKeon, and it was determined in the affirmative.

The engrossed bill entitled "An act for the relief of James Averill," was read the third time.

Debates were had thereon; and the question being put whether the House would agree to the final passage of the said bill, it was determined in the negative.

{ NAYS 59 }  
{ AYES 29 }

The ayes and noes being required by ten members,

Those who voted in the negative are

Mr. Anderson	Mr. Grinnell	Mr. O. Robinson
Mr. Anthony	Mr. Groom	Mr. J. P. Robinson
Mr. Bockoven	Mr. Haight	Mr. Ruggles
Mr. Bostwick	Mr. Hall	Mr. Sears
Mr. Bowne	Mr. Harris	Mr. Spafard
Mr. Brown	Mr. Herttell	Mr. Speaker
Mr. Butrick	Mr. Jackson	Mr. Staats
Mr. Case	Mr. Jones	Mr. Stafford

Mr. Cash	Mr. Kernan	Mr. Stevenson
Mr. Chamberlin	Mr. Le Fever	Mr. Stone
Mr. Church	Mr. Lewis	Mr. Strong
Mr. Clark	Mr. Livingston	Mr. Temple
Mr. Coe	Mr. Mersereau	Mr. Terry
Mr. Crosby	Mr. Mitchell	Mr. Thomson
Mr. Dana	Mr. Morehouse	Mr. Wait
Mr. Drake	Mr. Myers	Mr. West
Mr. Dusenbury	Mr. Nichols	Mr. Wheaton
Mr. Ellithorp.	Mr. A. J. Parker	Mr. Wheeler
Mr. Enos	Mr. J. H. Parker	Mr. Williams
Mr. Gordon	Mr. Parkhurst	

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Those who voted in the affirmative are

Mr. Beardslee	Mr. Hough	Mr. Smith
Mr. Campbell	Mr. Ingalls	Mr. Sumner
Mr. Cargill	Mr. Mabbett	Mr. Titus
Mr. Conklin	Mr. M'Keon	Mr. Todd
Mr. Cuykendall	Mr. M'Knight	Mr. Ward
Mr. Emmons	Mr. Morris	Mr. Whipple
Mr. Fleming	Mr. Osborne	Mr. Winfield
Mr. Gardner	Mr. Patterson	Mr. Wright
Mr. Grover	Mr. Phelps	Mr. Younglove
Mr. Guinnip	Mr. Schermerhorn	

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Mr. Myers, from the committee on trade and manufactures, to which was referred the engrossed bill from the Senate, entitled "An act respecting inspectors and sealers of weights and measures in the city of New-York," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

The engrossed bill entitled "An act to incorporate the president, directors and company of the Kinderhook bank," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 84 }  
{ NAYS 19 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. A. J. Parker
Mr. Anthony	Mr. Germond	Mr. I. S. Parker
Mr. Arnold	Mr. Gordon	Mr. J. H. Parker
Mr. Bagley	Mr. Groom	Mr. Patterson
Mr. Barnes	Mr. Grover	Mr. Phelps
Mr. Bartle	Mr. Guinnip	Mr. Ringgold
Mr. Beardslee	Mr. Haight	Mr. Ruggles
Mr. Bockoven	Mr. Harris	Mr. Sears
Mr. Bostwick	Mr. Herttell	Mr. Spafard
Mr. Bowne	Mr. Hough	Mr. Speaker
Mr. Brown	Mr. Hunt	Mr. Staats
Mr. Butrick	Mr. Ingalls	Mr. Stafford
Mr. Campbell	Mr. Jones	Mr. Stevenson
Mr. Cargill	Mr. Kernan	Mr. Sumner
Mr. Case	Mr. Kingman	Mr. Thomson
Mr. Cash	Mr. Le Fever	Mr. Titus
Mr. Chamberlin	Mr. Lewis	Mr. Todd
Mr. Church	Mr. Livingston	Mr. Wait
Mr. Clark	Mr. Lockwood	Mr. Ward
Mr. Conklin	Mr. Mabbett	Mr. West
Mr. Crosby	Mr. M'Keon	Mr. Wheaton
Mr. Culver	Mr. M'Knight	Mr. Wheeler
Mr. Dana	Mr. Mersereau	Mr. Whipple
Mr. Drake	Mr. Mitchell	Mr. Winfield
Mr. Dusenbury	Mr. Morehouse	Mr. Wood
Mr. Ellithorp	Mr. Morris	Mr. Wright
Mr. Emmons	Mr. Myers	Mr. Yates
Mr. Enos	Mr. Orr	Mr. Younglove

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Those who voted in the negative are

Mr. Coe	Mr. Johnson	Mr. Smith
Mr. Cuykendall	Mr. Nichols	Mr. Stone
Mr. Fleming	Mr. Osborne	Mr. Strong
Mr. Grinnell	Mr. O. Robinson	Mr. Temple
Mr. Hall	Mr. J. P. Robinson	Mr. Terry
Mr. Healy	Mr. Schermerhorn	Mr. Williams
Mr. Jackson		

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The engrossed bill entitled "An act to alter and amend an act entitled 'An act to incorporate the New-York life insurance and trust company,' passed March 9th, 1830," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 90 }  
{ NAYS 05 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. I. S. Parker
Mr. Anthony	Mr. Groom	Mr. J. H. Parker
Mr. Arnold	Mr. Grover	Mr. Parkhurst
Mr. Bagley	Mr. Guinnip	Mr. Phelps
Mr. Barnes	Mr. Haight	Mr. Ringgold
Mr. Bartle	Mr. Hall	Mr. O. Robinson
Mr. Beardslee	Mr. Harris	Mr. J. P. Robinson
Mr. Bogardus	Mr. Healy	Mr. Smith
Mr. Bostwick	Mr. Herttell	Mr. Spafard
Mr. Bowne	Mr. Hough	Mr. Speaker
Mr. Brown	Mr. Hunt	Mr. Staats
Mr. Butrick	Mr. Ingalls	Mr. Stafford
Mr. Campbell	Mr. Jackson	Mr. Stevenson
Mr. Cargill	Mr. Johnson	Mr. Stone
Mr. Church	Mr. Jones	Mr. Strong
Mr. Clark	Mr. Kernan	Mr. Sumner
Mr. Coe	Mr. Kingman	Mr. Terry
Mr. Conklin	Mr. Le Fever	Mr. Thomson
Mr. Crosby	Mr. Lewis	Mr. Todd
Mr. Culver	Mr. Livingston	Mr. Wait
Mr. Cuykendall	Mr. Lockwood	Mr. West
Mr. Dana	Mr. Mabbett	Mr. Wheaton
Mr. Drake	Mr. M'Keon	Mr. Wheeler
Mr. Dusenbury	Mr. M'Knight	Mr. Whipple
Mr. Ellithorp	Mr. Mersereau	Mr. Williams
Mr. Emmons	Mr. Mitchell	Mr. Winfield
Mr. Enos	Mr. Morehouse	Mr. Wood
Mr. Fleming	Mr. Myers	Mr. Wright
Mr. Gardner	Mr. Nichols	Mr. Yates
Mr. Gordon	Mr. Orr	Mr. Younglove 90

Those who voted in the negative are

Mr. Morris	Mr. Ruggles	Mr. Titus
Mr. Patterson	Mr. Schermerhorn	5

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Pursuant to article first of title first of chapter fifteenth of the first part of the Revised Statutes, and agreeably to the concurrent resolutions of the Senate and Assembly of the fourteenth and sixteenth instants, the House proceeded to nominate two Regents of the University of this State, to fill the vacancies occasioned by the resignation of Harmanus Bleecker and John P. Cushman; when each member present openly nominated as follows:

For JAMES McKOWN and JOHN L. GRAHAM.

Mr. Anderson	Mr. Haight	Mr. Phelps
Mr. Anthony	Mr. Hall	Mr. Ringgold
Mr. Arnold	Mr. Healy	Mr. O. Robinson

Mr. Bartle	Mr. Herttell	Mr. J. P. Robinson
Mr. Beardslee	Mr. Hough	Mr. Ruggles
Mr. Bockoven	Mr. Hunt	Mr. Schermerhorn
Mr. Bostwick	Mr. Ingalls	Mr. Smith
Mr. Bowne	Mr. Jackson	Mr. Spafard
Mr. Brown	Mr. Johnson	Mr. Speaker
Mr. Campbell	Mr. Jones	Mr. Staats
Mr. Cargill	Mr. Kernan	Mr. Stafford
Mr. Case	Mr. Kingman	Mr. Stone
Mr. Church	Mr. Livingston	Mr. Strong
Mr. Clark	Mr. Lockwood	Mr. Sumner
Mr. Coe	Mr. Mabbett	Mr. Terry
Mr. Conklin	Mr. M'Keon	Mr. Thomson
Mr. Culver	Mr. M'Knight	Mr. Titus
Mr. Cuykendall	Mr. Mersereau	Mr. Todd
Mr. Dana	Mr. Mitchell	Mr. Wait
Mr. Drake	Mr. Morehouse	Mr. West
Mr. Dusenbury	Mr. Morris	Mr. Wheaton
Mr. Ellithorp	Mr. Myers	Mr. Wheeler
Mr. Enos	Mr. Nichols	Mr. Williams
Mr. Gardner	Mr. Orr	Mr. Winfield
Mr. Gordon	Mr. Osborne	Mr. Wood
Mr. Grinnell	Mr. A. J. Parker	Mr. Wright
Mr. Groom	Mr. I. S. Parker	Mr. Yates
Mr. Guinnip	Mr. J. H. Parker	Mr. Younglove

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FOR JOHN C. SPENCER and AZOR TABER.

Mr. Emmons	Mr. Grover	Mr. Parkhurst
Mr. Fleming	Mr. Lewis	Mr. Patterson

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On motion of Mr. Gordon,

*Resolved*, That James McKown of the city of Albany, and John L. Graham of the city of New-York, are nominated on the part of this House, for the office of Regents of the University of this State.

A copy of a resolution of the Senate was received and read, in the words following, to wit:

*Resolved*, That the Senate will immediately meet the Assembly in the Assembly chamber, to compare their nominations of two Regents of the University, in the place of Harmanus Bleecker and John P. Cushman, resigned.

Thereupon,

*Resolved*, That the Assembly will immediately meet the Senate in the Assembly chamber, to compare their said nominations.

*Ordered*, That the Clerk deliver a copy of the preceding resolution to the Senate.

The Senate accordingly attended in the Assembly chamber; and having withdrawn, Mr. Speaker informed the House, that on comparing the nominations of the Senate and Assembly, they were found to agree in the names of James McKown and John L. Graham for the office of Regents of the University.



The engrossed bill entitled "An act to erect a new town from parts of the towns of Smithfield and Lenox in the county of Madison, and of Vernon and Augusta in the county of Oneida, and to annex the same to Madison county," was read the third time.

Debates were had thereon; and the question being put whether the House would agree to the final passage of the said bill, it was determined in the affirmative.

{ AYES 36 }  
{ NAYS 30 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Bartle	Mr. Gardner	Mr. O. Robinson
Mr. Beardslee	Mr. Groom	Mr. Sears
Mr. Butrick	Mr. Grover	Mr. Speaker
Mr. Case	Mr. Harris	Mr. Stafford
Mr. Chamberlin	Mr. Healy	Mr. Stevenson
Mr. Church	Mr. Hunt	Mr. Stone
Mr. Cuykendall	Mr. Ingalls	Mr. Sumner
Mr. Drake	Mr. Kingman	Mr. Temple
Mr. Dusenbury	Mr. Le Fever	Mr. Titus
Mr. Emmons	Mr. Orr	Mr. Wait
Mr. Enos	Mr. Parkhurst	Mr. Wheaton
Mr. Fleming	Mr. Patterson	Mr. Whipple

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Those who voted in the negative are

Mr. Anthony	Mr. Hall	Mr. J. P. Robinson
Mr. Bagley	Mr. Jackson	Mr. Schermerhorn
Mr. Bowne	Mr. Jones	Mr. Spafard
Mr. Campbell	Mr. M'Knight	Mr. Staats
Mr. Cargill	Mr. Mitchell	Mr. Strong
Mr. Clark	Mr. Nichols	Mr. Terry
Mr. Coe	Mr. Osborne	Mr. Thomson
Mr. Crosby	Mr. I. S. Parker	Mr. West
Mr. Dana	Mr. J. H. Parker	Mr. Wood
Mr. Gordon	Mr. Ringgold	Mr. Younglove

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The engrossed bill entitled "An act directing a survey of a McAdam road from the Chenango valley to the Hudson river," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to annex part of the town of Almond to the town of Burns in the county of Allegany," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to widen Wooster-street from Sixth-street to Fourteenth-street in the city of New-York," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of George Kinsella," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to authorise the supervisor of the town of Antwerp in the county of Jefferson, to deed to Miles Cook a certain piece of land," was read the third time:

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

On motion of Mr. Ingalls,

*Resolved*, That this House do reconsider its vote on the final passage of the bill entitled "An act for the relief of Elizabeth Scott."

The said bill was again read the third time.

Thereupon,

The same being amended, by the unanimous consent of the House,

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

On motion of Mr. Ingalls,

*Resolved*, That this House do reconsider its vote on the final passage of the bill entitled "An act for the relief of Paisley Laing."

The said bill was again read the third time.

Thereupon,

The same being amended, by the unanimous consent of the House,

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

Mr. Wheeler gave notice that he would, to-morrow, move to lay the third reading of bills on the table, and that the House resolve itself into a committee of the whole upon the report and bills from the committee on finance.

Mr. Ringgold offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the vote on the bill from the Senate, for incorporating the Young Men's Association, be reconsidered.

*Ordered*, That the said resolution be laid upon the table.

And then the House adjourned till four o'clock this afternoon.

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#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then resolved itself into a committee of the whole, on the bill entitled "An act in aid of the New-York institution for the blind;" and after some time spent thereon, Mr. Speaker resumed

the chair, and Mr. McKnight, from the said committee, reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act in aid of the Central asylum for the deaf and dumb;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to provide for the improvement of the canals of this State;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Genesee Wesleyan seminary;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Jones, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

For want of a quorum, Mr. Speaker adjourned the House till ten o'clock to-morrow morning.

## FRIDAY, APRIL 18, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the village of Catskill, praying for the passage of a law authorising the trustees of said village to borrow money, was read, and referred to a select committee, consisting of Mr. Nichols, Mr. Bagley and Mr. Barnes.

The petition of sundry inhabitants of the county of Allegany, praying for the repeal of the law exempting church property from taxation, was read, and committed to the committee of the whole when on the bill to which it relates.

Three several remonstrances of sundry inhabitants of the county of Erie, against the passage of the bill amending the non-resident tax law, were read, and committed to the committee of the whole when on the bill to which they relate.

The petition of John Herkimer of the county of Herkimer, for damages alleged to have been sustained by the Erie canal, was read, and referred to the committee on claims.

The petition of sundry inhabitants of the city of New-York, praying for the incorporation of the Shamrock Benevolent Association, was read, and referred to the committee on the incorporation of charitable and religious societies.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Samuel Kelly and others, praying remuneration for expenses incurred in attending the Astor trials, reported a bill, entitled "An act for the relief of Enoch Crosby and others;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Henry James and others, praying compensation for injuries alleged to have been sustained in consequence of the erection of a dam across the Hudson river, reported a bill, entitled "An act for the relief of Henry James and others;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of Onondaga and Rockland counties, praying for an alteration of the law regulating highway labor, reported; and offered the following resolution:

[See Document No. 385.]

*Resolved*, That the prayer of the petition asking an alteration of the law in relation to labor on public highways, be denied; and that the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, be discharged from the further consideration of the resolution of this House on the same subject.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Bull, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the south part of the village of Lansingburgh, to be set off from the incorporation of said village, reported a bill, entitled "An act for the relief of certain taxable inhabitants of the village of Lansingburgh;" which was read the first time, and by unanimous consent, was also read a second time.

Thereupon,

Mr. Bull made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Bull; and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and altera-

tion of the charters of banking and insurance companies, to which was referred the petition of sundry citizens of the city of New-York, praying for an extension of the time for organizing the East River Fire Insurance Company, reported a bill, entitled "An act to amend an act entitled 'An act to incorporate the East river fire insurance company,' passed April 24th, 1833;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Morris made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Morris, and it was determined in the affirmative.

Mr. Morris, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to amend and modify the acts now in force, for the prevention of fires in the city of New-York," reported, that the committee have examined the said bill, and prepared an amendment thereto, with which they see no reason why the same should not be passed into a law, and recommend that the said amendment be ordered to be engrossed, and the bill ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Hall, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to authorise the supervisors of the county of Allegany to raise money to build a bridge over the Genesee river;" the engrossed bill entitled "An act to incorporate the Auburn and Syracuse rail-road company;" the engrossed bill entitled "An act in aid of the Central asylum for the deaf and dumb;" the engrossed bill entitled "An act to authorise George Ohle and Margaret Ohle his wife, residing in the city of New-York, and their children, to change their surname;" and the engrossed bill entitled "An act in aid of the New-York institution for the blind," and find the said bills severally correctly engrossed.

*Ordered,* That the said bills be laid upon the table.

A communication from the Commissioners of the Land-Office, was received and read, in the words following, to wit:

The Commissioners of the Land-Office, to whom was referred by the Assembly, the petition of Joseph Carter, Isabella Fisher and Sarah Taylor, praying a release of the whole or some part of the monies due the people of this State on a mortgage executed by Joseph Carter, and also the remonstrance of Edward Addy on the same subject, respectfully report:

[See Document No. 386.]

*Ordered,* That the said report be referred to the committee on public lands.

The Senate returned the bill entitled "An act authorising a loan for the benefit of the people of this State," and the bill entitled "An act extending the time of payment of certain monies due from the county of Broome."

*Ordered,* That the clerk deliver the said bills to the Governor.

The Senate sent for concurrence, a bill entitled "An act to incorporate the Southern steam-boat company;" a bill entitled "An act to incorporate the village of Rhinebeck;" a bill entitled "An act in relation to the trustees of the Sailors' snug harbor in the city of New-York;" a bill entitled "An act to provide for deepening the waters adjacent to the wharves, piers, docks, bulkheads and shores in the city of New-York;" and a bill entitled "An act confirming the official acts of Francis McCarty, a justice of the peace of the town of Martinsburgh."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act to incorporate the Southern steam-boat company," was referred to the committee on trade and manufactures; the bill entitled "An act to incorporate the village of Rhinebeck," was referred to the committee on the incorporation of cities and villages; the bill entitled "An act in relation to the trustees of the Sailors' snug harbor in the city of New-York," was referred to the committee on trade and manufactures; the bill entitled "An act to provide for deepening the waters adjacent to the wharves, piers, docks, bulkheads and shores in the city of New-York," was referred to the committee on trade and manufactures; and the bill entitled "An act confirming the official acts of Francis McCarty, a justice of the peace of the town of Martinsburgh," was referred to the committee on the judiciary, severally to consider and report thereon.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Genesee river steam-boat association," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grover	Mr. Phelps
Mr. Angel	Mr. Guinnip	Mr. Ringgold
Mr. Anthony	Mr. Haight	Mr. O. Robinson
Mr. Bagley	Mr. Hall	Mr. J. P. Robinson
Mr. Barnes	Mr. Harris	Mr. Ruggles
Mr. Bartle	Mr. Healy	Mr. Schermerhorn

Mr. Beardslee	Mr. Herttell	Mr. Sears
Mr. Bogardus	Mr. Hough	Mr. Smith
Mr. Bostwick	Mr. Ingalls	Mr. Spafard
Mr. Bowne	Mr. Jackson	Mr. Speaker
Mr. Bull	Mr. Johnson	Mr. Staats
Mr. Butrick	Mr. Jones	Mr. Stafford
Mr. Cargill	Mr. Kernan	Mr. Stevenson
Mr. Case	Mr. Kingman	Mr. Stone
Mr. Chamberlin	Mr. Le Fever	Mr. Sumner
Mr. Clark	Mr. Lewis	Mr. Temple
Mr. Coe	Mr. Livingston	Mr. Terry
Mr. Conklin	Mr. Lockwood	Mr. Thomson
Mr. Cuykendall	Mr. M'Keon	Mr. Titus
Mr. Dana	Mr. Mersereau	Mr. Todd
Mr. Drake	Mr. Mitchell	Mr. Ward
Mr. Dusenbury	Mr. Morehouse	Mr. West
Mr. Dyer	Mr. Morrell	Mr. Wheaton
Mr. Ellithorp	Mr. Morris	Mr. Wheeler
Mr. Emmons	Mr. Myers	Mr. Whipple
Mr. Fleming	Mr. Nichols	Mr. Williams
Mr. Fowler	Mr. Osborne	Mr. Winfield
Mr. Gardner	Mr. A. J. Parker	Mr. Wood
Mr. Germond	Mr. I. S. Parker	Mr. Wright
Mr. Gordon	Mr. J. H. Parker	Mr. Yates
Mr. Grinnell	Mr. Parkhurst	Mr. Younglove
Mr. Groom	Mr. Patterson	Mr. Young

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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to amend the act entitled 'An act to incorporate the village of Syracuse,' and the act amending the same," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 97 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. Parkhurst
Mr. Anthony	Mr. Groom	Mr. Ringgold
Mr. Arnold	Mr. Grover	Mr. O. Robinson
Mr. Bagley	Mr. Guinnip	Mr. J. P. Robinson
Mr. Barnes	Mr. Haight	Mr. Ruggles

Mr. Bartle	Mr. Hall	*Mr. Schermerhorn
Mr. Beardslee	Mr. Harris	Mr. Sears
Mr. Bockoven	Mr. Healy	Mr. Smith
Mr. Bogardus	Mr. Herttell	Mr. Spafard
Mr. Bostwick	Mr. Hough	Mr. Speaker
Mr. Bowne	Mr. Hunt	Mr. Staats
Mr. Bull	Mr. Ingalls	Mr. Stafford
Mr. Butrick	Mr. Jackson	Mr. Stevenson
Mr. Cargill	Mr. Johnson	Mr. Stone
Mr. Case	Mr. Kernan	Mr. Strong
Mr. Cash	Mr. Kingman	Mr. Temple
Mr. Chamberlin	Mr. Le Fever	Mr. Terry
Mr. Clark	Mr. Lewis	Mr. Thomson
Mr. Clary	Mr. Livingston	Mr. Titus
Mr. Coe	Mr. Lockwood	Mr. Todd
Mr. Conklin	Mr. Marvin	Mr. Wait
Mr. Culver	Mr. M'Knight	Mr. Ward
Mr. Cuykendall	Mr. Mersereau	Mr. West
Mr. Dana	Mr. Mitchell	Mr. Wheaton
Mr. Drake	Mr. Morehouse	Mr. Wheeler
Mr. Dusenbury	Mr. Morris	Mr. Whipple
Mr. Dyer	Mr. Myers	Mr. Williams
Mr. Ellithorp	Mr. Nichols	Mr. Wood
Mr. Emmons	Mr. Osborne	Mr. Wright
Mr. Enos	Mr. A. J. Parker	Mr. Yates
Mr. Fowler	Mr. I. S. Parker	Mr. Younglove
Mr. Gardner	Mr. J. H. Parker	Mr. Young
Mr. Gordon		

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*Ordered,* That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

Two several messages from the Senate were read, informing that they had passed the bill entitled "An act for the relief of Barnes Gleason and John Drum," and the bill entitled "An act to amend an act to incorporate the La Fayette fire company in the village of Lansingburgh," severally without amendment.

*Ordered,* That the clerk deliver the said bills to the Governor.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the city of Rochester," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 97 }  
{ NAYS 04 }



## Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. Patterson
Mr. Angel	Mr. Groom	Mr. Phelps
Mr. Anthony	Mr. Guinnip	Mr. Ringgold
Mr. Archibald	Mr. Haight	Mr. O. Robinson
Mr. Arnold	Mr. Hall	Mr. J. P. Robinson
Mr. Bagley	Mr. Harris	Mr. Ruggles
Mr. Barnes	Mr. Healy	Mr. Schermerhorn
Mr. Bartle	Mr. Herttell	Mr. Sears
Mr. Beardslee	Mr. Hough	Mr. Smith
Mr. Bockoven	Mr. Hunt	Mr. Speaker
Mr. Bogardus	Mr. Ingalls	Mr. Staats
Mr. Bostwick	Mr. Jackson	Mr. Stafford
Mr. Bowne	Mr. Johnson	Mr. Stevenson
Mr. Bull	Mr. Jones	Mr. Stone
Mr. Butrick	Mr. Kernan	Mr. Strong
Mr. Cargill	Mr. Kingman	Mr. Sumner
Mr. Case	Mr. Le Fever	Mr. Temple
Mr. Cash	Mr. Livingston	Mr. Terry
Mr. Clark	Mr. Lockwood	Mr. Thomson
Mr. Coe	Mr. Marvin	Mr. Titus
Mr. Conklin	Mr. M'Keon	Mr. Todd
Mr. Culver	Mr. M'Knight	Mr. West
Mr. Cuykendall	Mr. Mersereau	Mr. Wheaton
Mr. Dana	Mr. Morehouse	Mr. Wheeler
Mr. Drake	Mr. Morrell	Mr. Whipple
Mr. Dusenbury	Mr. Morris	Mr. Williams
Mr. Dyer	Mr. Myers	Mr. Winfield
Mr. Ellithorp	Mr. Nichols	Mr. Wood
Mr. Enos	Mr. Osborne	Mr. Wright
Mr. Fowler	Mr. A. J. Parker	Mr. Yates
Mr. Gardner	Mr. I. S. Parker	Mr. Younglove
Mr. Germond	Mr. J. H. Parker	Mr. Young
Mr. Gordon		

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## Those who voted in the negative are

Mr. Fleming	Mr. Parkhurst	Mr. Ward
Mr. Grover		

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*Ordered,* That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the New-Paltz and Liberty turnpike company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 90 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Hall	Mr. Ringgold
Mr. Angel	Mr. Harris	Mr. O. Robinson
Mr. Anthony	Mr. Healy	Mr. J. P. Robinson
Mr. Barnes	Mr. Herttell	Mr. Ruggles
Mr. Beardslee	Mr. Hough	Mr. Schermerhorn
Mr. Bogardus	Mr. Hunt	Mr. Smith
Mr. Bostwick	Mr. Ingalls	Mr. Spafard
Mr. Bowne	Mr. Jackson	Mr. Speaker
Mr. Bull	Mr. Johnson	Mr. Staats
Mr. Butrick	Mr. Jones	Mr. Stafford
Mr. Case	Mr. Kernan	Mr. Stevenson
Mr. Cash	Mr. Kingman	Mr. Stone
Mr. Chamberlin	Mr. Le Fever	Mr. Sumner
Mr. Clark	Mr. Lewis	Mr. Temple
Mr. Coe	Mr. Livingston	Mr. Terry
Mr. Conklin	Mr. Lockwood	Mr. Thomson
Mr. Culver	Mr. Marvin	Mr. Titus
Mr. Cuykendall	Mr. M'Keon	Mr. Todd
Mr. Dana	Mr. M'Knight	Mr. Wait
Mr. Dusenbury	Mr. Mersereau	Mr. Ward
Mr. Dyer	Mr. Mitchell	Mr. West
Mr. Ellithorp	Mr. Morehouse	Mr. Wheeler
Mr. Emmons	Mr. Morrell	Mr. Whipple
Mr. Fleming	Mr. Morris	Mr. Williams
Mr. Fowler	Mr. Myers	Mr. Winfield
Mr. Germond	Mr. Osborne	Mr. Wood
Mr. Gordon	Mr. A. J. Parker	Mr. Wright
Mr. Groom	Mr. J. H. Parker	Mr. Yates
Mr. Guinnip	Mr. Patterson	Mr. Younglove
Mr. Haight	Mr. Phelps	Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the president, directors and stockholders of the Dover iron company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to

concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Guinnip	Mr. J. P. Robinson
Mr. Anthony	Mr. Haight	Mr. Ruggles
Mr. Arnold	Mr. Hall	Mr. Schermerhorn
Mr. Barnes	Mr. Harris	Mr. Sears
Mr. Bartle	Mr. Herttell	Mr. Smith
Mr. Beardslee	Mr. Hunt	Mr. Spafard
Mr. Bogardus	Mr. Ingalls	Mr. Speaker
Mr. Bull	Mr. Jackson	Mr. Staats
Mr. Butrick	Mr. Johnson	Mr. Stafford
Mr. Case	Mr. Jones	Mr. Stevenson
Mr. Cash	Mr. Kernan	Mr. Stone
Mr. Chamberlin	Mr. Kingman	Mr. Strong
Mr. Clark	Mr. Le Fever	Mr. Sumner
Mr. Clary	Mr. Livingston	Mr. Temple
Mr. Coe	Mr. Lockwood	Mr. Terry
Mr. Conklin	Mr. M'Keon	Mr. Thomson
Mr. Culver	Mr. M'Knight	Mr. Titus
Mr. Cuykendall	Mr. Mersereau	Mr. Todd
Mr. Dana	Mr. Mitchell	Mr. Ward
Mr. Drake	Mr. Morehouse	Mr. West
Mr. Dusenbury	Mr. Morris	Mr. Wheaton
Mr. Dyer	Mr. Myers	Mr. Wheeler
Mr. Ellithorp	Mr. Nichols	Mr. Whipple
Mr. Emmons	Mr. Osborne	Mr. Williams
Mr. Fleming	Mr. A. J. Parker	Mr. Wood
Mr. Fowler	Mr. J. H. Parker	Mr. Wright
Mr. Gardner	Mr. Parkhurst	Mr. Yates
Mr. Germond	Mr. Patterson	Mr. Younglove
Mr. Gordon	Mr. Phelps	Mr. Young
Mr. Groom	Mr. Ringgold	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

On motion of Mr. Schermerhorn,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to authorise the board of supervisors of the county of Schenectady to raise money to complete their new court-house and jail in said county," and that the same be referred to a select committee to report complete.

Thereupon,

*Ordered*, That Mr. Schermerhorn, Mr. Marvin and Mr. Bull, be the said committee.

On motion of Mr. Angel,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act providing for the appointment of commissioners to open a road in continuation of the road from Cedar point westward, to the inlet of Long lake in the county of Hamilton," and that the same be referred to a select committee to report complete.

Thereupon,

*Ordered*, That Mr. Angel, Mr. Beardslee and Mr. Willes, be the said committee.

On motion of Mr. Hough,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to appoint commissioners to lay out a road from Fort-Plain in the county of Montgomery, to Richfield in the county of Otsego," and that the same be referred to a select committee to report complete.

Thereupon,

*Ordered*, That Mr. Hough, Mr. Campbell and Mr. Bowne, be the said committee.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Angel; the same was again read, in the words following, to wit:

*Resolved*, (if the Senate concur,) That a committee of three be appointed, to consist of one member of the Senate and two members of the Assembly, to examine the accounts and vouchers of the Treasurer, pursuant to the provisions of title fourth of chapter eighth of the first part of the Revised Statutes.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

*Ordered*, That the Clerk deliver a copy of the preceding resolution to the Senate, and request their concurrence in the same.

Mr. Drake offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the committee of the whole be discharged from the consideration of the bill authorising the survey of a route for a canal from Binghamton to Owego, and that it be referred to a select committee to report complete.

*Ordered*, That the said resolution be laid upon the table.

Mr. Nichols, from the select committee to which was referred the petition of sundry inhabitants of the village of Catskill in the county of Greene, for a law authorising the trustees of said village to borrow money on the credit of said village, for the purpose of supplying said village with water for the extinguishment of fires, reported a bill, entitled "An act authorising the trustees of the village of Catskill to borrow money, to be expended in providing a supply of water for the extinguishment of fires in said village;" which was read the first time, and by unanimous consent was also read a second time, and referred to a select committee, consisting

of Mr. Bagley, Mr. Barnes and Mr. Young, with instructions to report the same complete.

In pursuance of previous notice, Mr. Ingalls asked for and obtained leave to bring in a bill, entitled "An act to authorise the supervisors of the county of Washington to raise money to build and repair bridges in the town of Argyle in said county;" which was read the first time, and by unanimous consent was also read a second time, and referred to a select committee, consisting of the members attending this House from the county of Washington, with instructions to report the same complete.

On motion of Mr. Fleming,

*Resolved*, That the committee of the whole be discharged from the consideration of the bill to authorise the laying out public and private roads through orchards, and that it be referred to a select committee to report complete.

Thereupon,

*Ordered*, That Mr. Fleming, Mr. Strong and Mr. Dyer, be the said committee.

On motion of Mr. Enos,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill for the relief of Lawrence Barclay, and that the same be referred to a select committee to report complete.

Thereupon,

*Ordered*, That Mr. Enos, Mr. Haight and Mr. Strong, be the said committee.

On motion of Mr. McKnight,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to incorporate the Troy annual conference ministers' mutual aid society," and that the same be referred to a select committee to report complete.

Thereupon,

*Ordered*, That Mr. McKnight, Mr. Cargill and Mr. Bull, be the said committee.

On motion of Mr. McKeon,

*Resolved*, That the committee of the whole be discharged from the consideration of the engrossed bill from the Senate, entitled "An act relating to the distribution of the literature fund," and that the said bill be ordered to a third reading.

On motion of Mr. Staats,

*Resolved*, That the committee of the whole be discharged from the consideration of the engrossed bills from the Senate, entitled "An act relative to the State prison at Mount-Plessant," and "An act concerning the State prison at Auburn," and that they be severally ordered to a third reading.

*Resolved*, That the bill laid on the table yesterday for want of a quorum, entitled "An act to incorporate the Genesee Wesleyan seminary," be referred to a select committee to report complete.

Thereupon,

*Ordered*, That Mr. Ruggles, Mr. Haight and Mr. J. P. Robinson, be the said committee.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act in relation to the public funds;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bartle, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned till four o'clock this afternoon.

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#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act in relation to the public funds;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bartle, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

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#### SATURDAY, APRIL 19, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the county of Genesee, praying for a repeal of the law taxing the debts of non-residents, with three several remonstrances of sundry inhabitants of the county of Erie, against the same, were read, and committed to the committee of the whole when on the bill to which it relates.

The remonstrance of sundry inhabitants of the county of Broome, against the survey of a canal route from Binghamton to Owego, was read, and committed to the committee of the whole when on the bill to which it relates.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the engrossed bill from the Senate, entitled "An act to repeal the charter of the Newtown turnpike road company," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the village of Rhinebeck," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Angel, from the select committee to which was referred the bill entitled "An act providing for the appointment of commissioners to open a road in continuation of the road from Cedar point westward, to the inlet of Long lake in the county of Hamilton," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Ingalls, from the select committee to which was referred the bill entitled "An act to authorise the supervisors of the county of Washington to raise money to build and repair bridges in the town of Argyle," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Bagley, from the select committee to which was referred the bill entitled "An act to authorise the trustees of the village of Catskill to borrow money, to be expended in providing a supply of water for the extinguishment of fires," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to incorporate the Genesee Wesleyan seminary," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Enos, from the select committee to which was referred the bill entitled "An act for the relief of Lawrence Barclay," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Schermerhorn, from the select committee to which was referred the bill entitled "An act authorising the supervisors of the county of Schenectady to raise a certain sum of money by tax," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. McKnight, from the select committee to which was referred

the bill entitled "An act to incorporate the Troy annual conference ministers' mutual aid society," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Hough, from the select committee to which was referred the bill entitled "An act to appoint commissioners to lay out a road from the village of Fort-Plain in the county of Montgomery, to Richfield in the county of Otsego," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

A message from the Senate was read, informing that they have concurred with this House in its amendments to the bill entitled "An act relative to the eastern branch of the Schoharie turnpike road," and have amended the same accordingly.

The said amended bill having been examined,

*Ordered*, That the Clerk return the same to the Senate.

Three several messages from the Senate were read, informing that they have passed the bill entitled "An act concerning the State road from Canandaigua in Ontario county, to Palmyra in the county of Wayne;" the bill entitled "An act appointing commissioners to lay out and open a road in the counties of Jefferson and St. Lawrence," and the bill entitled "An act to appoint commissioners to lay out a road from the town of Bleecker to the town of Stratford in the county of Montgomery," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

The Senate sent for concurrence, a bill entitled "An act concerning the Orchard party of Oneida Indians."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to the committee on Indian affairs.

The Senate sent for concurrence, a bill entitled "An act to vest certain lands, tenements and hereditaments in the mayor, aldermen and commonalty of the city of New-York."

Thereupon,

The said bill was read the first time, and by unanimous consent was also read a second time.

Mr. McKeon made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. McKeon, and it was determined in the affirmative.

The engrossed bill from the Senate, entitled "An act to incorporate the Washington county mutual insurance company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:



{ AYES 90 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Hall	Mr. J. P. Robinson
Mr. Archibald	Mr. Hasbrouck	Mr. Schermerhorn
Mr. Arnold	Mr. Healy	Mr. Sears
Mr. Bagley	Mr. Herttell	Mr. Smith
Mr. Bartle	Mr. Hough	Mr. Spafard
Mr. Beardslee	Mr. Hunt	Mr. Speaker
Mr. Bockoven	Mr. Ingalls	Mr. Staats
Mr. Bowne	Mr. Jackson	Mr. Stafford
Mr. Butrick	Mr. Johnson	Mr. Stevenson
Mr. Case	Mr. Jones	Mr. Stone
Mr. Cash	Mr. Kernan	Mr. Strong
Mr. Chamberlin	Mr. Kingman	Mr. Sumner
Mr. Clark	Mr. Le Fever	Mr. Temple
Mr. Clary	Mr. Lewis	Mr. Terry
Mr. Coe	Mr. Livingston	Mr. Titus
Mr. Conklin	Mr. Lockwood	Mr. Todd
Mr. Collin	Mr. Marvin	Mr. Wait
Mr. Culver	Mr. M'Keon	Mr. Ward
Mr. Dana	Mr. M'Knight	Mr. West
Mr. Drake	Mr. Mersereau	Mr. Wheaton
Mr. Dusenbury	Mr. Mitchell	Mr. Wheeler
Mr. Dyer	Mr. Morrell	Mr. Whipple
Mr. Emmons	Mr. Morris	Mr. Willes
Mr. Gardner	Mr. Myers	Mr. Williams
Mr. Germond	Mr. Osborne	Mr. Winfield
Mr. Gordon	Mr. A. J. Parker	Mr. Wood
Mr. Groom	Mr. I. S. Parker	Mr. Wright
Mr. Grover	Mr. J. H. Parker	Mr. Yates
Mr. Guinnip	Mr. Parkhurst	Mr. Younglove
Mr. Haight	Mr. Patterson	Mr. Young

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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill entitled "An act to incorporate the Sea insurance company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Groom	Mr. Parkhurst
Mr. Angel	Mr. Guinnip	Mr. Patterson
Mr. Anthony	Mr. Haight	Mr. O. Robinson
Mr. Archibald	Mr. Hall	Mr. J. P. Robinson
Mr. Arnold	Mr. Hasbrouck	Mr. Ruggles
Mr. Bagley	Mr. Healy	Mr. Sears
Mr. Bartle	Mr. Herttelt	Mr. Smith
Mr. Beardslee	Mr. Hough	Mr. Speaker
Mr. Bockoven	Mr. Hunt	Mr. Stafford
Mr. Bowne	Mr. Ingalls	Mr. Stevenson
Mr. Butrick	Mr. Jackson	Mr. Stone
Mr. Case	Mr. Johnson	Mr. Strong
Mr. Cash	Mr. Jones	Mr. Sumner
Mr. Chamberlin	Mr. Kernan	Mr. Temple
Mr. Clark	Mr. Kingman	Mr. Terry
Mr. Clary	Mr. Le Fever	Mr. Titus
Mr. Coe	Mr. Lewis	Mr. Todd
Mr. Conklin	Mr. Livingston	Mr. Wait
Mr. Collin	Mr. Lockwood	Mr. Ward
Mr. Culver	Mr. Marvin	Mr. West
Mr. Cuykendall	Mr. M'Keon	Mr. Wheeler
Mr. Dana	Mr. M'Knight	Mr. Whipple
Mr. Drake	Mr. Mersereau	Mr. Willes
Mr. Dusenbury	Mr. Mitchell	Mr. Williams
Mr. Dyer	Mr. Morrell	Mr. Winfield
Mr. Emmons	Mr. Morris	Mr. Wood
Mr. Enos	Mr. Myers	Mr. Wright
Mr. Fowler	Mr. Osborne	Mr. Yates
Mr. Gardner	Mr. A. J. Parker	Mr. Younglove
Mr. Germond	Mr. I. S. Parker	Mr. Young
Mr. Gordon	Mr. J. H. Parker	

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The engrossed bill entitled "An act to incorporate the Saratoga county mutual fire insurance company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 92 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Hall	Mr. Ruggles
Mr. Archibald	Mr. Hasbrouck	Mr. Schermerhorn
Mr. Arnold	Mr. Healy	Mr. Sears
Mr. Bagley	Mr. Herttelt	Mr. Smith
Mr. Bartle	Mr. Hough	Mr. Spafard
Mr. Beardslee	Mr. Hunt	Mr. Speaker
Mr. Bockoven	Mr. Ingalls	Mr. Staats

Mr. Bowne	Mr. Jackson	Mr. Stafford
Mr. Butrick	Mr. Johnson	Mr. Stevenson
Mr. Case	Mr. Jones	Mr. Stone
Mr. Cash	Mr. Kernan	Mr. Strong
Mr. Chamberlin	Mr. Kingman	Mr. Sumner
Mr. Clark	Mr. Le Fever	Mr. Temple
Mr. Clary	Mr. Lewis	Mr. Terry
Mr. Coe	Mr. Livingston	Mr. Titus
Mr. Conklin	Mr. Lockwood	Mr. Todd
Mr. Collin	Mr. Marvin	Mr. Wait
Mr. Culver	Mr. M'Keon	Mr. Ward
Mr. Cuykendall	Mr. Mersereau	Mr. West
Mr. Dana	Mr. Mitchell	Mr. Wheaton
Mr. Drake	Mr. Morehouse	Mr. Wheeler
Mr. Dusenbury	Mr. Morrell	Mr. Whipple
Mr. Dyer	Mr. Morris	Mr. Willes
Mr. Emmons	Mr. Myers	Mr. Williams
Mr. Gardner	Mr. Osborne	Mr. Winfield
Mr. Germond	Mr. A. J. Parker	Mr. Wood
Mr. Gordon	Mr. J. H. Parker	Mr. Wright
Mr. Groom	Mr. Parkhurst	Mr. Yates
Mr. Grover	Mr. Patterson	Mr. Younglove
Mr. Guinnip	Mr. O. Robinson	Mr. Young
Mr. Haight	Mr. J. P. Robinson	

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The engrossed bill entitled "An act for the incorporation of the Genesee mutual fire insurance company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grover	Mr. Parkhurst
Mr. Angel	Mr. Guinnip	Mr. Patterson
Mr. Anthony	Mr. Haight	Mr. O. Robinson
Mr. Arnold	Mr. Hall	Mr. J. P. Robinson
Mr. Bagley	Mr. Hasbrouck	Mr. Ruggles
Mr. Bartle	Mr. Healy	Mr. Smith
Mr. Beardslee	Mr. Herttell	Mr. Spafard
Mr. Bockoven	Mr. Hough	Mr. Staats
Mr. Butrick	Mr. Hunt	Mr. Stafford
Mr. Case	Mr. Ingalls	Mr. Stevenson
Mr. Cash	Mr. Jackson	Mr. Stone
Mr. Chamberlin	Mr. Johnson	Mr. Strong
Mr. Clark	Mr. Jones	Mr. Sumner
Mr. Clary	Mr. Kernan	Mr. Temple

Mr. Coe	Mr. Kingman	Mr. Terry
Mr. Conklin	Mr. Le Fever	Mr. Titus
Mr. Collin	Mr. Lewis	Mr. Todd
Mr. Culver	Mr. Livingston	Mr. Wait
Mr. Cuykendall	Mr. Lockwood	Mr. Ward
Mr. Dana	Mr. Marvin	Mr. Wheaton
Mr. Drake	Mr. M'Keon	Mr. Wheeler
Mr. Dusenbury	Mr. M'Knight	Mr. Whipple
Mr. Dyer	Mr. Mersereau	Mr. Willes
Mr. Emmons	Mr. Mitchell	Mr. Williams
Mr. Enos	Mr. Morehouse	Mr. Wood
Mr. Fowler	Mr. Morris	Mr. Wright
Mr. Gardner	Mr. Myers	Mr. Yates
Mr. Germond	Mr. Osborne	Mr. Younglove
Mr. Gordon	Mr. A. J. Parker	Mr. Young
Mr. Groom	Mr. J. H. Parker	

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

*Ordered*, That the engrossed bill entitled "An act authorising a survey of the New-York and Erie rail-road," be referred to the committee appointed in pursuance of the forty-seventh rule of this House.

The engrossed bill entitled "An act to incorporate the Port Benjamin turnpike company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Guinnip	Mr. O. Robinson
Mr. Angel	Mr. Haight	Mr. J. P. Robinson
Mr. Anthony	Mr. Hall	Mr. Ruggles
Mr. Archibald	Mr. Hasbrouck	Mr. Sears
Mr. Arnold	Mr. Healy	Mr. Smith
Mr. Bagley	Mr. Hough	Mr. Spafard
Mr. Bartle	Mr. Hunt	Mr. Speaker
Mr. Beardslee	Mr. Ingalls	Mr. Staats
Mr. Bockoven	Mr. Jackson	Mr. Stafford
Mr. Butrick	Mr. Johnson	Mr. Stevenson
Mr. Case	Mr. Kernan	Mr. Stone
Mr. Cash	Mr. Kingman	Mr. Strong
Mr. Chamberlin	Mr. Lewis	Mr. Sumner
Mr. Clark	Mr. Livingston	Mr. Temple
Mr. Coe	Mr. Lockwood	Mr. Terry
Mr. Conklin	Mr. M'Keon	Mr. Titus

Mr. Collin	Mr. M'Knight	Mr. Todd
Mr. Culver	Mr. Mersereau	Mr. Wait
Mr. Cuykendall	Mr. Mitchell	Mr. Ward
Mr. Dana	Mr. Morehouse	Mr. West
Mr. Drake	Mr. Morrell	Mr. Wheaton
Mr. Dusenbury	Mr. Morris	Mr. Wheeler
Mr. Dyer	Mr. Myers	Mr. Whipple
Mr. Emmons	Mr. Osborne	Mr. Williams
Mr. Enos	Mr. A. J. Parker	Mr. Wood
Mr. Gardner	Mr. I. S. Parker	Mr. Wright
Mr. Germond	Mr. J. H. Parker	Mr. Yates
Mr. Gordon	Mr. Parkhurst	Mr. Younglove
Mr. Groom	Mr. Patterson	Mr. Young
Mr. Grover		

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The engrossed bill entitled "An act to incorporate the Avon Springs rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES	87 }
{ NAYS	00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Groom	Mr. Patterson
Mr. Angel	Mr. Grover	Mr. O. Robinson
Mr. Anthony	Mr. Guinnip	Mr. J. P. Robinson
Mr. Archibald	Mr. Haight	Mr. Ruggles
Mr. Bagley	Mr. Hall	Mr. Smith
Mr. Bartle	Mr. Hasbrouck	Mr. Spafard
Mr. Beardslee	Mr. Healy	Mr. Speaker
Mr. Bockoven	Mr. Herttell	Mr. Staats
Mr. Bull	Mr. Hough	Mr. Stafford
Mr. Butrick	Mr. Hunt	Mr. Stevenson
Mr. Case	Mr. Ingalls	Mr. Stone
Mr. Cash	Mr. Jackson	Mr. Strong
Mr. Chamberlin	Mr. Johnson	Mr. Sumner
Mr. Clark	Mr. Kernan	Mr. Temple
Mr. Clary	Mr. Kingman	Mr. Terry
Mr. Coe	Mr. Livingston	Mr. Titus
Mr. Conklin	Mr. Lockwood	Mr. Todd
Mr. Collin	Mr. M'Keon	Mr. Wait
Mr. Culver	Mr. M'Knight	Mr. Ward
Mr. Cuykendall	Mr. Mersereau	Mr. West
Mr. Dana	Mr. Mitchell	Mr. Wheaton
Mr. Drake	Mr. Morehouse	Mr. Wheeler
Mr. Dusenbury	Mr. Morrell	Mr. Whipple
Mr. Dyer	Mr. Morris	Mr. Williams

Mr. Emmons	Mr. Osborne	Mr. Wood
Mr. Enos	Mr. A. J. Parker	Mr. Wright
Mr. Gardner	Mr. I. S. Parker	Mr. Yates
Mr. Germond	Mr. J. H. Parker	Mr. Younglove
Mr. Gordon	Mr. Parkhurst	Mr. Young

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The engrossed bill entitled "An act to incorporate the Gowannus, Fort Hamilton and Bath turnpike company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Groom	Mr. I. S. Parker
Mr. Angel	Mr. Grover	Mr. J. H. Parker
Mr. Anthony	Mr. Guinnip	Mr. Parkhurst
Mr. Archibald	Mr. Haight	Mr. Patterson
Mr. Arnold	Mr. Hall	Mr. O. Robinson
Mr. Bagley	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Bartle	Mr. Healy	Mr. Ruggles
Mr. Beardslee	Mr. Herttell	Mr. Sears
Mr. Bockoven	Mr. Hough	Mr. Smith
Mr. Bowne	Mr. Hunt	Mr. Speaker
Mr. Butrick	Mr. Ingalls	Mr. Stafford
Mr. Case	Mr. Jackson	Mr. Stevenson
Mr. Cash	Mr. Jones	Mr. Stone
Mr. Chamberlin	Mr. Kernan	Mr. Strong
Mr. Clark	Mr. Kingman	Mr. Temple
Mr. Clary	Mr. Le Fever	Mr. Terry
Mr. Coe	Mr. Lewis	Mr. Titus
Mr. Conklin	Mr. Livingston	Mr. Todd
Mr. Collin	Mr. Lockwood	Mr. Wait
Mr. Culver	Mr. Marvin	Mr. Ward
Mr. Cuykendall	Mr. M'Keon	Mr. West
Mr. Dana	Mr. M'Knight	Mr. Wheaton
Mr. Drake	Mr. Mersereau	Mr. Whipple
Mr. Dusenbury	Mr. Mitchell	Mr. Willes
Mr. Dyer	Mr. Morehouse	Mr. Winfield
Mr. Emmons	Mr. Morrell	Mr. Wood
Mr. Enos	Mr. Morris	Mr. Wright
Mr. Fowler	Mr. Myers	Mr. Yates
Mr. Gardner	Mr. Osborne	Mr. Younglove
Mr. Germond	Mr. A. J. Parker	Mr. Young
Mr. Gordon		

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act relating to the State prison at Mount-Pleasant," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act concerning the State prison at Auburn," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act relating to the distribution and application of the revenues of the literature fund," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

The engrossed bill entitled "An act relative to the appointment and removal of county treasurers," was read the third time.

Debates were had thereon; and the question being put whether the House would agree to the final passage of the said bill, it was determined in the affirmative.

{ AYES 46 }  
{ NAYS 34 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anderson	Mr. Hunt	Mr. Spafard
Mr. Angel	Mr. Ingalls	Mr. Speaker
Mr. Anthony	Mr. Jackson	Mr. Staats
Mr. Bagley	Mr. Kingman	Mr. Stone
Mr. Bowne	Mr. Livingston	Mr. Strong
Mr. Butrick	Mr. Lockwood	Mr. Sumner
Mr. Case	Mr. Marvin	Mr. Temple
Mr. Cash	Mr. M'Keon	Mr. Terry
Mr. Chamberlin	Mr. M'Knight	Mr. Todd
Mr. Conklin	Mr. Mersereau	Mr. Wait
Mr. Collin	Mr. Osborne	Mr. Wheaton
Mr. Dana	Mr. A. J. Parker	Mr. Wheeler
Mr. Fowler	Mr. J. H. Parker	Mr. Winfield
Mr. Gardner	Mr. Sears	Mr. Wright
Mr. Guinnip	Mr. Smith	Mr. Younglove
Mr. Hasbrouck		

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Those who voted in the negative are

Mr. Beardslee	Mr. Gordon	Mr. Parkhurst
Mr. Bockoven	Mr. Grover	Mr. Patterson
Mr. Clark	Mr. Hall	Mr. O. Robinson
Mr. Clary	Mr. Healy	Mr. J. P. Robinson

Mr. Coe  
Mr. Cuykendall  
Mr. Dusenbury  
Mr. Dyer  
Mr. Emmons  
Mr. Enos  
Mr. Fleming  
Mr. Germond

Mr. Herttell  
Mr. Hough  
Mr. Le Fever  
Mr. Lewis  
Mr. Mitchell  
Mr. Morehouse  
Mr. Morrell

Mr. Ruggles  
Mr. Stevenson  
Mr. Titus  
Mr. Ward  
Mr. West  
Mr. Whipple  
Mr. Young

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The engrossed bill entitled "An act to authorise the supervisors of the county of Allegany to raise money to build a bridge over the Genesee river," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to authorise George Ohle and Margaret R. Ohle his wife, residing in the city of New-York, and their children, to change their surname," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the survey of a road from Whitehall in the county of Washington, to Port Henry in the county of Essex," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to consolidate and amend the several statutes concerning the election of justices of the peace," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act in aid of the Central asylum for the deaf and dumb," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act in aid of the New-York institution for the blind," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to vest certain lands, tenements and hereditaments in the mayor, aldermen and commonalty of the city of New-York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
{ NAYS 00 }

. Those who voted in the affirmative are

Mr. Anderson  
Mr. Angel  
Mr. Anthony

Mr. Hasbrouck  
Mr. Healy  
Mr. Herttell

Mr. J. P. Robinson  
Mr. Ruggles  
Mr. Schermerhorn



Mr. Arnold	Mr. Hough	Mr. Sears
Mr. Bagley	Mr. Hunt	Mr. Smith
Mr. Bartle	Mr. Ingalls	Mr. Spafard
Mr. Beardslee	Mr. Jackson	Mr. Speaker
Mr. Bowne	Mr. Johnson	Mr. Staats
Mr. Butrick	Mr. Jones	Mr. Stafford
Mr. Case	Mr. Keraan	Mr. Stone
Mr. Cash	Mr. Kingman	Mr. Strong
Mr. Clark	Mr. Le Fever	Mr. Sumner
Mr. Clary	Mr. Lewis	Mr. Temple
Mr. Coe	Mr. Livingston	Mr. Terry
Mr. Collin	Mr. Lockwood	Mr. Titus
Mr. Culver	Mr. Marvin	Mr. Todd
Mr. Cuykendall	Mr. M'Keon	Mr. Wait
Mr. Dana	Mr. M'Knight	Mr. Ward
Mr. Drake	Mr. Mersereau	Mr. West
Mr. Dyer	Mr. Mitchell	Mr. Wheaton
Mr. Emmons	Mr. Morehouse	Mr. Wheeler
Mr. Enos	Mr. Morris	Mr. Whipple
Mr. Fleming	Mr. Osborne	Mr. Willes
Mr. Fowler	Mr. A. J. Parker	Mr. Williams
Mr. Gardner	Mr. I. S. Parker	Mr. Winfield
Mr. Germond	Mr. J. H. Parker	Mr. Wood
Mr. Gordon	Mr. Parkhurst	Mr. Wright
Mr. Groom	Mr. Patterson	Mr. Younglove
Mr. Grover	Mr. O. Robinson	Mr. Young
Mr. Hall		

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The engrossed bill from the Senate, entitled "An act to repeal the charter of the Newtown turnpike road company," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

The engrossed bill entitled "An act for the relief of the Middlebury academy," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Hall	Mr. J. P. Robinson
Mr. Anthony	Mr. Hasbrouck	Mr. Ruggles
Mr. Arnold	Mr. Healy	Mr. Schermerhorn
Mr. Bartle	Mr. Herttell	Mr. Sears

Mr. Beardslee	Mr. Hough	Mr. Smith
Mr. Bowne	Mr. Hunt	Mr. Spafard
Mr. Butrick	Mr. Ingalls	Mr. Speaker
Mr. Case	Mr. Jackson	Mr. Staats
Mr. Chamberlin	Mr. Johnson	Mr. Stafford
Mr. Clark	Mr. Kernan	Mr. Stevenson
Mr. Clary	Mr. Kingman	Mr. Stone
Mr. Coe	Mr. Le Fever	Mr. Strong
Mr. Conklin	Mr. Lewis	Mr. Sumner
Mr. Collin	Mr. Livingston	Mr. Temple
Mr. Culver	Mr. Lockwood	Mr. Terry
Mr. Cuykendall	Mr. Marvin	Mr. Titus
Mr. Dana	Mr. M'Keon	Mr. Todd
Mr. Drake	Mr. M'Knight	Mr. Wait
Mr. Dusenbury	Mr. Mersereau	Mr. Ward
Mr. Dyer	Mr. Mitchell	Mr. West
Mr. Emmons	Mr. Morehouse	Mr. Wheeler
Mr. Enos	Mr. Morris	Mr. Whipple
Mr. Fleming	Mr. Osborne	Mr. Willes
Mr. Fowler	Mr. A. J. Parker	Mr. Williams
Mr. Gardner	Mr. I. S. Parker	Mr. Winfield
Mr. Germond	Mr. J. H. Parker	Mr. Wood
Mr. Gordon	Mr. Parkhurst	Mr. Wright
Mr. Groom	Mr. Patterson	Mr. Younglove
Mr. Grover	Mr. O. Robinson	Mr. Young
Mr. Guinnip		

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The engrossed bill entitled "An act incorporating the Van Buren manufactory," was read the third time.

Thereupon,

The title of the said bill having been altered, by the unanimous consent of the House, to "An act to incorporate the Van Buren cotton manufacturing company,"

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	91	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Haight	Mr. O. Robinson
Mr. Angel	Mr. Hall	Mr. J. P. Robinson
Mr. Anthony	Mr. Hasbrouck	Mr. Ruggles
Mr. Arnold	Mr. Healy	Mr. Schermerhorn
Mr. Bartle	Mr. Herttell	Mr. Sears
Mr. Beardslee	Mr. Hough	Mr. Smith
Mr. Bowne	Mr. Hunt	Mr. Spafard
Mr. Butrick	Mr. Ingalls	Mr. Speaker

Mr. Case	Mr. Jackson	Mr. Staats
Mr. Cash	Mr. Johnson	Mr. Stafford
Mr. Chamberlin	Mr. Jones	Mr. Stevenson
Mr. Clark	Mr. Kernan	Mr. Stone
Mr. Clary	Mr. Kingman	Mr. Strong
Mr. Coe	Mr. Le Fever	Mr. Sumner
Mr. Conklin	Mr. Lewis	Mr. Temple
Mr. Collin	Mr. Livingston	Mr. Terry
Mr. Culver	Mr. Lockwood	Mr. Titus
Mr. Cuykendall	Mr. Marvin	Mr. Todd
Mr. Dana	Mr. M'Keon	Mr. Wait
Mr. Drake	Mr. M'Knight	Mr. Ward
Mr. Dusenbury	Mr. Mersereau	Mr. West
Mr. Dyer	Mr. Mitchell	Mr. Wheaton
Mr. Emmons	Mr. Morehouse	Mr. Wheeler
Mr. Enos	Mr. Morrell	Mr. Whipple
Mr. Fowler	Mr. Morris	Mr. Willes
Mr. Gardner	Mr. Myers	Mr. Winfield
Mr. Germond	Mr. Osborne	Mr. Wood
Mr. Gordon	Mr. I. S. Parker	Mr. Wright
Mr. Groom	Mr. Parkhurst	Mr. Younglove
Mr. Grover	Mr. Patterson	Mr. Young
Mr. Guinnip		

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act respecting inspectors and sealers of weights and measures in the city of New-York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 86 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Haight	Mr. O. Robinson
Mr. Anthony	Mr. Hall	Mr. J. P. Robinson
Mr. Arnold	Mr. Hasbrouck	Mr. Ruggles
Mr. Bartle	Mr. Healy	Mr. Schermerhorn
Mr. Beardslee	Mr. Herttell	Mr. Sears
Mr. Bowne	Mr. Hunt	Mr. Spafard
Mr. Butrick	Mr. Ingalls	Mr. Speaker
Mr. Case	Mr. Johnson	Mr. Staats
Mr. Cash	Mr. Jones	Mr. Stafford
Mr. Chamberlin	Mr. Kernan	Mr. Stevenson
Mr. Clark	Mr. Kingman	Mr. Stone
Mr. Clary	Mr. Le Fever	Mr. Strong

Mr. Coe  
Mr. Conklin  
Mr. Collin  
Mr. Culver  
Mr. Cuykendall  
Mr. Dana  
Mr. Drake  
Mr. Dusenbury  
Mr. Dyer  
Mr. Emmons  
Mr. Enos  
Mr. Fowler  
Mr. Gardner  
Mr. Gordon  
Mr. Groom  
Mr. Grover  
Mr. Guinnip

Mr. Lewis  
Mr. Livingston  
Mr. Lockwood  
Mr. Marvin  
Mr. M'Keon  
Mr. M'Knight  
Mr. Mersereau  
Mr. Mitchell  
Mr. Morehouse  
Mr. Morris  
Mr. Myers  
Mr. Osborne  
Mr. A. J. Parker  
Mr. I. S. Parker  
Mr. J. H. Parker  
Mr. Parkhurst  
Mr. Patterson

Mr. Sumner  
Mr. Temple  
Mr. Terry  
Mr. Titus  
Mr. Todd  
Mr. Wait  
Mr. Ward  
Mr. Wheaton  
Mr. Wheeler  
Mr. Whipple  
Mr. Willes  
Mr. Williams  
Mr. Wood  
Mr. Wright  
Mr. Younglove  
Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same without amendment.

The House then proceeded to the consideration of the concurrent resolution of the Senate, for the adjournment of the Legislature; the same was again read, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That the Legislature will adjourn on the twenty-eighth day of April instant, at twelve o'clock at noon.

Mr. A. J. Parker made a motion that the House should agree to postpone the consideration of the said resolution until Thursday next.

Debates were had thereon; and the question being put whether the House would agree to the said motion of Mr. A. J. Parker, it was determined in the affirmative.

{ AYES 73 }  
{ NAYS 22 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Angel  
Mr. Anthony  
Mr. Arnold  
Mr. Bagley  
Mr. Beardslee  
Mr. Bockoven  
Mr. Bowne  
Mr. Butrick  
Mr. Cash  
Mr. Clark

Mr. Healy  
Mr. Herttell  
Mr. Hough  
Mr. Hunt  
Mr. Ingalls  
Mr. Jackson  
Mr. Johnson  
Mr. Jones  
Mr. Kernan  
Mr. Kingman

Mr. Patterson  
Mr. Phelps  
Mr. J. P. Robinson  
Mr. Schermerhorn  
Mr. Smith  
Mr. Spafard  
Mr. Speaker  
Mr. Staats  
Mr. Stafford  
Mr. Stone

Mr. Conklin	Mr. Lewis	Mr. Sumner
Mr. Collin	Mr. Livingston	Mr. Temple
Mr. Culver	Mr. Marvin	Mr. Titus
Mr. Cuykendall	Mr. M'Keon	Mr. Todd
Mr. Dana	Mr. M'Knight	Mr. Wait
Mr. Drake	Mr. Mersereau	Mr. West
Mr. Dusenbury	Mr. Mitchell	Mr. Wheaton
Mr. Dyer	Mr. Morehouse	Mr. Wheeler
Mr. Enos	Mr. Morris	Mr. Willes
Mr. Fowler	Mr. Myers	Mr. Williams
Mr. Gardner	Mr. Osborne	Mr. Winfield
Mr. Germond	Mr. A. J. Parker	Mr. Wood
Mr. Guinnip	Mr. I. S. Parker	Mr. Wright
Mr. Hall	Mr. J. H. Parker	Mr. Younglove
Mr. Hasbrouck		

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Those who voted in the negative are

Mr. Anderson	Mr. Gordon	Mr. Ruggles
Mr. Bartle	Mr. Groom	Mr. Sears
Mr. Case	Mr. Grover	Mr. Stevenson
Mr. Chamberlin	Mr. Haight	Mr. Terry
Mr. Clary	Mr. Lockwood	Mr. Ward
Mr. Coe	Mr. Parkhurst	Mr. Whipple
Mr. Emmons	Mr. O. Robinson	Mr. Young
Mr. Fleming		

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The House then proceeded to the consideration of the resolution heretofore offered by Mr. Drake; the same was again read, in the words following, to wit:

*Resolved*, That the committee of the whole be discharged from the consideration of the bill authorising the survey of a route for a canal from Binghamton to Owego, and that it be referred to a select committee to report complete.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the negative.

Mr. Haight offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That this House will hold an evening session every evening next week, on and after Monday next, (except Saturday evening,) to commence at seven o'clock.

Debates were had upon the said resolution; and while the same was under consideration, Mr. O. Robinson moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Thereupon,

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the negative.

{ NAYS 57 }  
{ AYES 35 }

The ayes and nays being required by ten members,

Those who voted in the negative are

Mr. Anthony	Mr. Groom	Mr. Patterson
Mr. Arnold	Mr. Hall	Mr. Phelps
Mr. Bagley	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Bartle	Mr. Healy	Mr. Ruggles
Mr. Beardslee	Mr. Herttell	Mr. Schermerhorn
Mr. Bockoven	Mr. Hough	Mr. Spafard
Mr. Bowne	Mr. Hunt	Mr. Speaker
Mr. Butrick	Mr. Ingalls	Mr. Staats
Mr. Chamberlin	Mr. Jackson	Mr. Stafford
Mr. Clark	Mr. Kernan	Mr. Sumner
Mr. Coe	Mr. Kingman	Mr. Temple
Mr. Collin	Mr. Livingston	Mr. Terry
Mr. Cuykendall	Mr. Lockwood	Mr. Wait
Mr. Dana	Mr. M'Knight	Mr. Wheaton
Mr. Dusenbury	Mr. Mersereau	Mr. Wheeler
Mr. Dyer	Mr. Morehouse	Mr. Whipple
Mr. Fleming	Mr. Osborne	Mr. Williams
Mr. Gardner	Mr. I. S. Parker	Mr. Wright
Mr. Gordon	Mr. Parkhurst	Mr. Young

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Those who voted in the affirmative are

Mr. Anderson	Mr. Johnson	Mr. Smith
Mr. Angel	Mr. Jones	Mr. Stevenson
Mr. Case	Mr. Le Fever	Mr. Stone
Mr. Cash	Mr. Lewis	Mr. Strong
Mr. Clary	Mr. Marvin	Mr. Titus
Mr. Conklin	Mr. M'Keon	Mr. Todd
Mr. Culver	Mr. Morris	Mr. Ward
Mr. Drake	Mr. Myers	Mr. West
Mr. Emmons	Mr. A. J. Parker	Mr. Willes
Mr. Enos	Mr. J. H. Parker	Mr. Wood
Mr. Grover	Mr. O. Robinson	Mr. Younglove
Mr. Haight	Mr. Sears	

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On motion of Mr. Staats,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to incorporate the American life insurance and trust company," and that the same be referred to a select committee to report complete, conformably to the restrictions of the Life Insurance and Trust Company.

*Ordered*, That Mr. Staats, Mr. Bowne and Mr. Haight, be the said committee.

Mr. Morris offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the select committee to which was referred the bill to incorporate the American Life Insurance and Trust Com-

pany, be directed to report a section, limiting the loans to be made by said company in the State of New-York, out of the city and county of New-York, to four times the amount of its capital.

Debates were had thereon; and while the same was under consideration, the House adjourned till ten o'clock on Monday morning next.

## MONDAY, APRIL 21, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the county of Chenango, praying for authority to raise money by tax, for building a bridge across the Chenango river at the village of Greene in said county, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turn-pike companies.

Eight several remonstrances of sundry inhabitants of the counties of Chautauque and Erie, against an amendment of the act subjecting certain debts due non-residents to taxation, were read, and committed to the committee of the whole when on the bill to which they relate.

The remonstrance of sundry inhabitants of the city of Hudson, against the passage of the act providing for the inspection of pressed hay, was read, and ordered to be laid upon the table.

The petition of the trustees of the village of Oswego, praying for the passage of an act authorising them to loan money to improve First-street, and to build a wharf in said village, was read, and referred to a select committee, consisting of Mr. O. Robinson, Mr. J. H. Parker and Mr. Wheaton.

The petition of sundry inhabitants of the village of Waterloo, praying for an amendment of the act incorporating said village, was read, and referred to the committee on the incorporation of cities and villages.

Mr. Myers, from the committee on trade and manufactures, to which was referred the engrossed bill from the Senate, entitled "An act in relation to the Sailors' snug harbor in the city of New-York," and the engrossed bill from the Senate, entitled "An act to provide for deepening the water adjacent to the wharves, piers, docks, bulkheads and shores in the city of New-York," reported, that the committee have examined the said bills, and see no reason why the same should not be passed into laws, and recommend that the said bills be severally ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Fleming, from the committee on the establishment and im-

provement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the county of Chenango, praying for authority to raise money by tax, for the purpose of constructing a bridge across the Chenango river at the village of Greene, reported a bill, entitled "An act requiring the board of supervisors of the county of Chenango to raise money to build a bridge across the Chenango river in the town of Greene;" which was read the first time, and by unanimous consent was also read a second time, and referred to a select committee, consisting of Mr. Fleming, Mr. Chamberlin and Mr. Wait, with instructions to report the same complete.

Mr. Mitchell, from the committee on Indian affairs, to which was referred the engrossed bill from the Senate, entitled "An act concerning the Orchard party of Oneida Indians," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. I. S. Parker, from the committee on trade and manufactures, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Southern steam-boat company," reported, that the committee have examined the said bill, and prepared an amendment thereto, with which they see no reason why the same should not be passed into a law, and recommend that the said amendment be ordered to be engrossed, and the bill ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Haight, from the committee on two-third bills, to which was referred the bill entitled "An act to authorise the survey of a route for a rail-road from the city of New-York to Lake Erie," for the purpose of examining whether the concurrence of two-thirds of all the members elected to both branches of the Legislature, is necessary to the passage of the bill, reported:

[See Document No. 387.]

*Ordered,* That the said bill and report be laid upon the table.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend the act entitled 'An act to incorporate the East river fire insurance company of the city of New-York,' passed April 24th, 1833;" the engrossed bill entitled "An act to incorporate the Troy annual conference ministers' mutual aid society;" the engrossed bill entitled "An act to authorise the supervisors of the county of Washington to raise money to build and repair bridges in the town of Argyle in said county;" the engrossed bill entitled "An act providing for the appointment of commissioners to open a



road in continuation of the road from Cedar point westward, to the inlet of Long lake in the county of Hamilton;" the engrossed bill entitled "An act for the relief of certain taxable inhabitants of the village of Lansingburgh," and the engrossed bill entitled "An act authorising the supervisors of the county of Schenectady to raise a certain sum of money by tax," and find the said bills severally correctly engrossed.

*Ordered,* That the said bills be laid upon the table.

Mr. Fleming, from the select committee to which was referred the bill entitled "An act authorising the laying out highways through orchards," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. McKnight, from the committee on the incorporation of charitable and religious societies, to which was referred the petition of the Shamrock Benevolent Association of the city of New-York, praying for an act of incorporation, reported a bill, entitled "An act to incorporate the Shamrock benevolent association in the city of New-York;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act concerning the State road from Canandaigua in Ontario county, to Palmyra in the county of Wayne."

Also the bill entitled "An act to appoint commissioners to lay out a road from the town of Bleecker to the town of Stratford in the county of Montgomery."

Also the bill entitled "An act for the relief of Barnes Gleason and John Drum."

Also the bill entitled "An act extending the time of payment of certain monies due from the county of Broome."

Also the bill entitled "An act to amend an act to incorporate the La Fayette fire company in the village of Lansingburgh."

Also the bill entitled "An act authorising a loan for the benefit of the people of this State."

W. L. MARCY.

*Albany, April 19, 1834.*

Six several messages from the Senate were read, informing that they have passed the bill entitled "An act for the relief of the Mount-Hope and Lumberland turnpike road company;" the bill entitled "An act to incorporate the village of Laurens in the county of Otsego;" the bill entitled "An act directing the survey of a canal route from the High falls on the Black river, to the Erie canal;" the bill entitled "An act to annex part of the towns of

Harpersfield and Kortright to the town of Stamford;" the bill entitled "An act relating to the collection of taxes in the towns of Putnam and Dresden in the county of Washington;" and the bill entitled "An act to authorise the supervisor of the town of Antwerp in the county of Jefferson, to deed to Miles Cook a certain piece of land," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

A message from the Senate was read, informing that they have passed the bill entitled "An act to amend an act entitled 'An act to incorporate the Washington marine insurance company of the city of New-York,' passed April 27th, 1833," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 95 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. A. J. Parker
Mr. Anthony	Mr. Groom	Mr. I. S. Parker
Mr. Archibald	Mr. Grover	Mr. J. H. Parker
Mr. Arnold	Mr. Guinnip	Mr. Parkhurst
Mr. Bagley	Mr. Haight	Mr. Patterson
Mr. Barnes	Mr. Hall	Mr. Phelps
Mr. Bartle	Mr. Harris	Mr. O. Robinson
Mr. Beardslee	Mr. Hasbrouck	Mr. Ruggles
Mr. Bockoven	Mr. Healy	Mr. Schermerhorn
Mr. Bogardus	Mr. Herttelt	Mr. Sears
Mr. Bull	Mr. Hone	Mr. Shays
Mr. Butrick	Mr. Hough	Mr. Smith
Mr. Case	Mr. Ingalls	Mr. Spafard
Mr. Cash	Mr. Jackson	Mr. Speaker
Mr. Chamberlin	Mr. Johnson	Mr. Staats
Mr. Church	Mr. Jones	Mr. Stafford
Mr. Clark	Mr. Kernan	Mr. Stevenson
Mr. Clary	Mr. Kingman	Mr. Stone
Mr. Coe	Mr. Le Fever	Mr. Temple
Mr. Conklin	Mr. Lewis	Mr. Terry
Mr. Collin	Mr. Livingston	Mr. Todd
Mr. Crosby	Mr. Lockwood	Mr. Wait
Mr. Culver	Mr. Mabbett	Mr. Ward
Mr. Cuykendall	Mr. M'Keon	Mr. West
Mr. Dana	Mr. M'Knight	Mr. Whipple
Mr. Dusenbury	Mr. Mersereau	Mr. Williams
Mr. Dyer	Mr. Mitchell	Mr. Winfield

Mr. Emmons	Mr. Morehouse	Mr. Wood
Mr. Enos	Mr. Morrell	Mr. Wright
Mr. Fleming	Mr. Morris	Mr. Younglove
Mr. Fowler	Mr. Myers	Mr. Young
Mr. Germond	Mr. Osborne	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act authorising David Mersereau to erect a dam across the Susquehannah river," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the village of Alexander in the county of Genesee," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grover	Mr. Patterson
Mr. Anthony	Mr. Guinnip	Mr. Phelps
Mr. Archibald	Mr. Haight	Mr. O. Robinson
Mr. Arnold	Mr. Hall	Mr. J. P. Robinson
Mr. Bagley	Mr. Harris	Mr. Ruggles
Mr. Barnes	Mr. Hasbrouck	Mr. Schermerhorn
Mr. Bartle	Mr. Healy	Mr. Sears
Mr. Beardslee	Mr. Herttell	Mr. Shays
Mr. Bockoven	Mr. Hough	Mr. Smith
Mr. Bowne	Mr. Ingalls	Mr. Spatard
Mr. Bull	Mr. Jackson	Mr. Speaker
Mr. Butrick	Mr. Jones	Mr. Staats
Mr. Case	Mr. Kernan	Mr. Stevenson
Mr. Cash	Mr. Kingman	Mr. Stone
Mr. Chamberlin	Mr. Le Fever	Mr. Temple
Mr. Church	Mr. Lewis	Mr. Titus
Mr. Clark	Mr. Livingston	Mr. Todd

Mr. Clary	Mr. Mabbett	Mr. Wait
Mr. Coe	Mr. Marvin	Mr. Ward
Mr. Conklin	Mr. M'Knight	Mr. West
Mr. Collin	Mr. Mersereau	Mr. Wheaton
Mr. Dana	Mr. Mitchell	Mr. Wheeler
Mr. Drake	Mr. Morehouse	Mr. Whipple
Mr. Dusenbury	Mr. Morrell	Mr. Williams
Mr. Dyer	Mr. Morris	Mr. Winfield
Mr. Emmons	Mr. Myers	Mr. Wood
Mr. Fleming	Mr. Osborne	Mr. Wright
Mr. Fowler	Mr. A. J. Parker	Mr. Younglove
Mr. Gordon	Mr. J. H. Parker	Mr. Young
Mr. Groom	Mr. Parkhurst	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the East creek turn-pike company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 99 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. J. H. Parker
Mr. Anthony	Mr. Groom	Mr. Parkhurst
Mr. Archibald	Mr. Grover	Mr. Patterson
Mr. Arnold	Mr. Guinnip	Mr. Phelps
Mr. Bagley	Mr. Haight	Mr. O. Robinson
Mr. Barnes	Mr. Hall	Mr. J. P. Robinson
Mr. Bartle	Mr. Harris	Mr. Ruggles
Mr. Beardslee	Mr. Hasbrouck	Mr. Schermerhorn
Mr. Bockoven	Mr. Healy	Mr. Sears
Mr. Bogardus	Mr. Herttell	Mr. Shays
Mr. Bowne	Mr. Hone	Mr. Smith
Mr. Bull	Mr. Hough	Mr. Spafard
Mr. Butrick	Mr. Ingalls	Mr. Speaker
Mr. Case	Mr. Jackson	Mr. Staats
Mr. Cash	Mr. Johnson	Mr. Stafford
Mr. Chamberlin	Mr. Jones	Mr. Stevenson
Mr. Church	Mr. Kernan	Mr. Stone
Mr. Clark	Mr. Kingman	Mr. Temple
Mr. Clary	Mr. Le Fever	Mr. Terry

Mr. Coe	Mr. Lewis	Mr. Titus
Mr. Conklin	Mr. Livingston	Mr. Todd
Mr. Collin	Mr. Lockwood	Mr. Wait
Mr. Crosby	Mr. Mabbett	Mr. Ward
Mr. Culver	Mr. M'Keon	Mr. West
Mr. Cuykendall	Mr. M'Knight	Mr. Wheaton
Mr. Dana	Mr. Merscreau	Mr. Wheeler
Mr. Dusenbury	Mr. Morehouse	Mr. Whipple
Mr. Dyer	Mr. Morrell	Mr. Williams
Mr. Emmons	Mr. Morris	Mr. Winfield
Mr. Enos	Mr. Myers	Mr. Wood
Mr. Fleming	Mr. Osborne	Mr. Wright
Mr. Fowler	Mr. A. J. Parker	Mr. Younglove
Mr. Germond	Mr. I. S. Parker	Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to remove certain restrictions contained in a grant of land from the people of this State, to Abraham Varick," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

:                    { AYES    95 }  
                             { NAYS    00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Gordon	Mr. I. S. Parker
Mr. Archibald	Mr. Groom	Mr. J. H. Parker
Mr. Arnold	Mr. Grover	Mr. Parkhurst
Mr. Bagley	Mr. Guinnip	Mr. Patterson
Mr. Barnes	Mr. Haight	Mr. O. Robinson
Mr. Bartle	Mr. Hall	Mr. J. P. Robinson
Mr. Beardslee	Mr. Harris	Mr. Ruggles
Mr. Bockoven	Mr. Hasbrouck	Mr. Schermerhorn
Mr. Bowne	Mr. Healy	Mr. Sears
Mr. Bull	Mr. Herttell	Mr. Shays
Mr. Butrick	Mr. Hone	Mr. Smith
Mr. Case	Mr. Hough	Mr. Speaker
Mr. Cash	Mr. Hunt	Mr. Staats
Mr. Chamberlin	Mr. Ingalls	Mr. Stafford
Mr. Church	Mr. Jackson	Mr. Stevenson
Mr. Clark	Mr. Johnson	Mr. Stone
Mr. Clary	Mr. Jones	Mr. Sumner

Mr. Coe	Mr. Kernan	Mr. Temple
Mr. Conklin	Mr. Kingman	Mr. Terry
Mr. Collin	Mr. Le Fever	Mr. Titus
Mr. Crosby	Mr. Lewis	Mr. Ward
Mr. Culver	Mr. Livingston	Mr. West
Mr. Cuykendall	Mr. Marvin	Mr. Wheaton
Mr. Dana	Mr. M'Keon	Mr. Wheeler
Mr. Drake	Mr. M'Knight	Mr. Whipple
Mr. Dusenbury	Mr. Mersereau	Mr. Williams
Mr. Dyer	Mr. Mitchell	Mr. Winfield
Mr. Emmons	Mr. Morrell	Mr. Wood
Mr. Enos	Mr. Morris	Mr. Wright
Mr. Fleming	Mr. Myers	Mr. Younglove
Mr. Fowler	Mr. Osborne	Mr. Young
Mr. Germond	Mr. A. J. Parker	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act respecting the salt springs in the county of Onondaga, and regulating the manufacture of salt therein," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

The engrossed bill entitled "An act to incorporate the Saquoit Fulton fire company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grover	Mr. Parkhurst
Mr. Anthony	Mr. Guinnip	Mr. Patterson
Mr. Arnold	Mr. Haight	Mr. Phelps
Mr. Bagley	Mr. Hall	Mr. O. Robinson
Mr. Barnes	Mr. Harris	Mr. J. P. Robinson
Mr. Bartle	Mr. Hasbrouck	Mr. Ruggles
Mr. Beardslee	Mr. Healy	Mr. Schermerhorn
Mr. Bockoven	Mr. Herttell	Mr. Shays
Mr. Bogardus	Mr. Hone	Mr. Smith
Mr. Butrick	Mr. Hough	Mr. Spafard
Mr. Case	Mr. Ingalls	Mr. Speaker

Mr. Cash	Mr. Jackson	Mr. Staats
Mr. Chamberlin	Mr. Johnson	Mr. Stevenson
Mr. Church	Mr. Jones	Mr. Strong
Mr. Clark	Mr. Kernan	Mr. Temple
Mr. Clary	Mr. Le Fever	Mr. Terry
Mr. Coe	Mr. Lewis	Mr. Titus
Mr. Conklin	Mr. Lockwood	Mr. Todd
Mr. Collin	Mr. Mabbett	Mr. Wait
Mr. Crosby	Mr. M'Keon	Mr. Ward
Mr. Culver	Mr. M'Knight	Mr. West
Mr. Cuykendall	Mr. Mersereau	Mr. Wheaton
Mr. Dana	Mr. Mitchell	Mr. Wheeler
Mr. Drake	Mr. Morehouse	Mr. Whipple
Mr. Dusenbury	Mr. Morrell	Mr. Willes
Mr. Dyer	Mr. Morris	Mr. Williams
Mr. Emmons	Mr. Myers	Mr. Wood
Mr. Enos	Mr. Osborne	Mr. Wright
Mr. Fowler	Mr. A. J. Parker	Mr. Yates
Mr. Germond	Mr. I. S. Parker	Mr. Younglove
Mr. Gordon	Mr. J. H. Parker	Mr. Young
Mr. Groom		

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill entitled "An act to authorise the survey of a route for a rail-road from the city of New-York to Lake Erie," was read the third time.

Debates were had thereon; and while proceeding thereon, Mr. Wright moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Thereupon,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative.

{ AYES 64 }  
{ NAYS 33 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anthony	Mr. Hall	Mr. I. S. Parker
Mr. Arnold	Mr. Hasbrouck	Mr. Parkhurst
Mr. Bogardus	Mr. Healy	Mr. Patterson
Mr. Bowne	Mr. Hone	Mr. O. Robinson
Mr. Bull	Mr. Hough	Mr. J. P. Robinson
Mr. Case	Mr. Hunt	Mr. Ruggles
Mr. Cash	Mr. Ingalls	Mr. Shays
Mr. Chamberlin	Mr. Johnson	Mr. Spafard

Mr. Church	Mr. Jones	Mr. Speaker
Mr. Clark	Mr. Kernan	Mr. Staats
Mr. Coe	Mr. Le Fever	Mr. Stafford
Mr. Conklin	Mr. Lewis	Mr. Strong
Mr. Crosby	Mr. Marvin	Mr. Titus
Mr. Culver	Mr. M'Keon	Mr. Wait
Mr. Drake	Mr. Mersereau	Mr. Ward
Mr. Dusenbury	Mr. Mitchell	Mr. West
Mr. Dyer	Mr. Morrell	Mr. Wheeler
Mr. Fowler	Mr. Morris	Mr. Winfield
Mr. Gordon	Mr. Myers	Mr. Wood
Mr. Grover	Mr. Osborne	Mr. Wright
Mr. Guinnip	Mr. A. J. Parker	Mr. Younglove
Mr. Haight		

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Those who voted in the negative are

Mr. Archibald	Mr. Germond	Mr. Smith
Mr. Barnes	Mr. Groom	Mr. Stevenson
Mr. Bartle	Mr. Harris	Mr. Stone
Mr. Beardslee	Mr. Herttell	Mr. Temple
Mr. Bockoven	Mr. Jackson	Mr. Terry
Mr. Butrick	Mr. Kingman	Mr. Todd
Mr. Clary	Mr. Lockwood	Mr. Wheaton
Mr. Collia	Mr. M'Knight	Mr. Whipple
Mr. Cuykendall	Mr. Morehouse	Mr. Willes
Mr. Dana	Mr. J. H. Parker	Mr. Williams
Mr. Fleming	Mr. Schermerhorn	Mr. Yates

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to incorporate the Rensselaer and Washington McAdam road company," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Harris	Mr. O. Robinson
Mr. Angel	Mr. Hasbrouck	Mr. Ruggles
Mr. Anthony	Mr. Healy	Mr. Schermerhorn
Mr. Archibald	Mr. Herttell	Mr. Shays



Mr. Arnold	Mr. Hone	Mr. Smith
Mr. Bartle	Mr. Hough	Mr. Spafard
Mr. Beardslee	Mr. Hunt	Mr. Speaker
Mr. Bockoven	Mr. Ingalls	Mr. Staats
Mr. Bull	Mr. Jackson	Mr. Stafford
Mr. Case	Mr. Johnson	Mr. Stevenson
Mr. Cash	Mr. Jones	Mr. Stone
Mr. Chamberlin	Mr. Kernan	Mr. Strong
Mr. Church	Mr. Kingman	Mr. Sumner
Mr. Clark	Mr. Le Fever	Mr. Terry
Mr. Clary	Mr. Lewis	Mr. Titus
Mr. Coe	Mr. Mabbett	Mr. Wait
Mr. Conklin	Mr. M'Keon	Mr. Ward
Mr. Collin	Mr. M'Knight	Mr. West
Mr. Crosby	Mr. Mersereau	Mr. Wheaton
Mr. Cuykendall	Mr. Mitchell	Mr. Wheeler
Mr. Dana	Mr. Morehouse	Mr. Whipple
Mr. Dusenbury	Mr. Morrell	Mr. Willes
Mr. Dyer	Mr. Morris	Mr. Williams
Mr. Emmons	Mr. Myers	Mr. Winfield
Mr. Germond	Mr. Osborne	Mr. Wood
Mr. Groom	Mr. A. J. Parker	Mr. Wright
Mr. Grover	Mr. I. S. Parker	Mr. Yates
Mr. Guinnip	Mr. J. H. Parker	Mr. Younglove
Mr. Haight	Mr. Patterson	Mr. Young
Mr. Hall	Mr. Phelps	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

The engrossed bill from the Senate, entitled "An act to incorporate the village of Rhinebeck," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Hall	Mr. I. S. Parker
Mr. Angel	Mr. Harris	Mr. J. H. Parker
Mr. Anthony	Mr. Hasbrouck	Mr. Parkhurst
Mr. Archibald	Mr. Healy	Mr. Patterson
Mr. Arnold	Mr. Herttell	Mr. Phelps
Mr. Bagley	Mr. Hone	Mr. O. Robinson
Mr. Bartle	Mr. Hough	Mr. J. P. Robinson
Mr. Beardslee	Mr. Hunt	Mr. Ruggles
Mr. Bockoven	Mr. Ingalls	Mr. Schermerhorn

Mr. Bowne	Mr. Jackson	Mr. Shays
Mr. Bull	Mr. Johnson	Mr. Staats
Mr. Case	Mr. Jones	Mr. Stafford
Mr. Cash	Mr. Kernan	Mr. Stevenson
Mr. Church	Mr. Kingman	Mr. Stone
Mr. Clark	Mr. Le Fever	Mr. Strong
Mr. Coe	Mr. Lewis	Mr. Sumner
Mr. Conklin	Mr. Livingston	Mr. Temple
Mr. Crosby	Mr. Lockwood	Mr. Terry
Mr. Culver	Mr. Mabbett	Mr. Titus
Mr. Cuykendall	Mr. Marvin	Mr. Todd
Mr. Dana	Mr. M'Keon	Mr. Wait
Mr. Dusenbury	Mr. M'Knight	Mr. Ward
Mr. Dyer	Mr. Mersereau	Mr. West
Mr. Emmons	Mr. Mitchell	Mr. Wheaton
Mr. Fleming	Mr. Morehouse	Mr. Whipple
Mr. Germond	Mr. Morrell	Mr. Willes
Mr. Gordon	Mr. Morris	Mr. Williams
Mr. Groom	Mr. Myers	Mr. Wood
Mr. Grover	Mr. Osborne	Mr. Yates
Mr. Guinnip	Mr. A. J. Parker	Mr. Young
Mr. Haight		

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The engrossed bill from the Senate, entitled "An act concerning the Orchard party of Oneida Indians," was read the third time.

*Resolved,* That the bill do pass.

*Ordered,* That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

The engrossed bill entitled "An act relative to the removal of causes by certiorari to the superior court of the city of New-York, and to regulate the practice of the justices' and assistant justices' courts of the city of New-York," was read the third time.

*Resolved,* That the bill do pass.

The engrossed bill entitled "An act providing for the appointment of commissioners to open a road in continuation of the road from Cedar point westward, to the inlet of Long lake in the county of Hamilton," was read the third time.

*Resolved,* That the bill do pass.

The engrossed bill entitled "An act authorising the supervisors of the county of Schenectady to raise a certain sum by tax," was read the third time.

*Resolved,* That the bill do pass.

The engrossed bill entitled "An act to authorise the supervisors of the county of Washington to raise money to build and repair bridges in the town of Argyle in said county," was read the third time.

*Resolved,* That the bill do pass.

The engrossed bill entitled "An act to incorporate the Auburn and Syracuse rail-road company," was read the third time.

Mr. Speaker put the question whether the House would agree to

the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 99 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. I. S. Parker
Mr. Angel	Mr. Groom	Mr. J. H. Parker
Mr. Anthony	Mr. Grover	Mr. Parkhurst
Mr. Archibald	Mr. Guinnip	Mr. Patterson
Mr. Arnold	Mr. Haight	Mr. Phelps
Mr. Bagley	Mr. Hall	Mr. O. Robinson
Mr. Barnes	Mr. Harris	Mr. J. P. Robinson
Mr. Bartle	Mr. Hasbrouck	Mr. Ruggles
Mr. Beardslee	Mr. Healy	Mr. Schermerhorn
Mr. Bockoven	Mr. Herttell	Mr. Shays
Mr. Bogardus	Mr. Hone	Mr. Smith
Mr. Bowne	Mr. Hough	Mr. Staats
Mr. Bull	Mr. Hunt	Mr. Stevenson
Mr. Butrick	Mr. Ingalls	Mr. Stone
Mr. Case	Mr. Jackson	Mr. Strong
Mr. Cash	Mr. Johnson	Mr. Sumner
Mr. Chamberlain	Mr. Jones	Mr. Terry
Mr. Church	Mr. Kernan	Mr. Titus
Mr. Clark	Mr. Kingman	Mr. Todd
Mr. Clary	Mr. Le Fever	Mr. Wait
Mr. Coe	Mr. Lewis	Mr. Ward
Mr. Conklin	Mr. Livingston	Mr. West
Mr. Crosby	Mr. Mabbett	Mr. Wheaton
Mr. Culver	Mr. Marvin	Mr. Wheeler
Mr. Cuykendall	Mr. M'Keon	Mr. Whipple
Mr. Dana	Mr. M'Knight	Mr. Willes
Mr. Dusenbury	Mr. Mersereau	Mr. Williams
Mr. Dyer	Mr. Mitchell	Mr. Winfield
Mr. Emmons	Mr. Morehouse	Mr. Wood
Mr. Enos	Mr. Morrell	Mr. Wright
Mr. Fleming	Mr. Morris	Mr. Yates
Mr. Fowler	Mr. Myers	Mr. Younglove
Mr. Germond	Mr. Osborne	Mr. Young

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Those who voted in the negative are

Mr. Spafard

1

The engrossed bill entitled "An act for the relief of certain taxable inhabitants of the village of Lansingburgh," was read the third time.

Mr. Speaker put the question whether the House would agree to

the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. A. J. Parker
Mr. Angel	Mr. Groom	Mr. I. S. Parker
Mr. Anthony	Mr. Guinnip	Mr. J. H. Parker
Mr. Archibald	Mr. Haight	Mr. Parkhurst
Mr. Arnold	Mr. Hall	Mr. Patterson
Mr. Bagley	Mr. Harris	Mr. Phelps
Mr. Barnes	Mr. Hasbrouck	Mr. O. Robinson
Mr. Bartle	Mr. Healy	Mr. J. P. Robinson
Mr. Beardslee	Mr. Herttell	Mr. Ruggles
Mr. Bockoven	Mr. Hone	Mr. Schermerhorn
Mr. Bogardus	Mr. Hough	Mr. Shays
Mr. Bull	Mr. Hunt	Mr. Smith
Mr. Butrick	Mr. Ingalls	Mr. Spafard
Mr. Case	Mr. Jackson	Mr. Staats
Mr. Cash	Mr. Johnson	Mr. Stevenson
Mr. Chamberlin	Mr. Jones	Mr. Stone
Mr. Church	Mr. Kernan	Mr. Strong
Mr. Clark	Mr. Kingman	Mr. Sumner
Mr. Clary	Mr. Le Fever	Mr. Terry
Mr. Coe	Mr. Lewis	Mr. Titus
Mr. Conklin	Mr. Livingston	Mr. Todd
Mr. Crosby	Mr. Mabbett	Mr. Wait
Mr. Culver	Mr. Marvin	Mr. Ward
Mr. Cuykendall	Mr. M'Keon	Mr. West
Mr. Dana	Mr. M'Knight	Mr. Wheeler
Mr. Dusenbury	Mr. Merscreau	Mr. Whipple
Mr. Dyer	Mr. Mitchell	Mr. Willes
Mr. Emmons	Mr. Morchouse	Mr. Winfield
Mr. Enos	Mr. Morrell	Mr. Wood
Mr. Fleming	Mr. Morris	Mr. Wright
Mr. Fowler	Mr. Myers	Mr. Yates
Mr. Germond	Mr. Osborne	Mr. Younglove 96

The engrossed bill entitled "An act to amend the act entitled 'An act to incorporate the East river fire insurance company of the city of New-York,' passed April 24th, 1833," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Haight	Mr. Patterson
Mr. Angel	Mr. Hall	Mr. Phelps
Mr. Anthony	Mr. Harris	Mr. O. Robinson
Mr. Archibald	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Arnold	Mr. Healy	Mr. Ruggles
Mr. Barnes	Mr. Herttell	Mr. Schermerhorn
Mr. Bartle	Mr. Hone	Mr. Shays
Mr. Beardslee	Mr. Hough	Mr. Smith
Mr. Bockoven	Mr. Hunt	Mr. Spafard
Mr. Bogardus	Mr. Ingalls	Mr. Staats
Mr. Butrick	Mr. Jackson	Mr. Stevenson
Mr. Case	Mr. Johnson	Mr. Stone
Mr. Cash	Mr. Jones	Mr. Strong
Mr. Chamberlin	Mr. Kernan	Mr. Sumner
Mr. Church	Mr. Kingman	Mr. Temple
Mr. Clark	Mr. Le Fever	Mr. Terry
Mr. Clary	Mr. Lewis	Mr. Titus
Mr. Coe	Mr. Livingston	Mr. Todd
Mr. Conklin	Mr. Mabbett	Mr. Wait
Mr. Crosby	Mr. M'Keon	Mr. Ward
Mr. Culver	Mr. M'Knight	Mr. West
Mr. Cuykendall	Mr. Mersereau	Mr. Wheaton
Mr. Dana	Mr. Mitchell	Mr. Wheeler
Mr. Dusenbury	Mr. Morehouse	Mr. Whipple
Mr. Dyer	Mr. Morrell	Mr. Willes
Mr. Emmons	Mr. Morris	Mr. Williams
Mr. Enos	Mr. Myers	Mr. Wood
Mr. Fleming	Mr. Osborne	Mr. Wright
Mr. Germond	Mr. A. J. Parker	Mr. Yates
Mr. Groom	Mr. J. H. Parker	Mr. Younglove
Mr. Guinnip	Mr. Parkhurst	Mr. Young

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to extend the fire limits in the city of New-York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 92 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Hall	Mr. Phelps
Mr. Angel	Mr. Harris	Mr. O. Robinson
Mr. Anthony	Mr. Herttell	Mr. J. P. Robinson
Mr. Archibald	Mr. Hong	Mr. Ruggles
Mr. Barnes	Mr. Hough	Mr. Schermerhorn
Mr. Bartle	Mr. Hunt	Mr. Shays
Mr. Beardslee	Mr. Ingalls	Mr. Smith
Mr. Bockoven	Mr. Jackson	Mr. Spafard
Mr. Bowne	Mr. Johnson	Mr. Staats
Mr. Butrick	Mr. Jones	Mr. Stevenson
Mr. Cash	Mr. Kernan	Mr. Stone
Mr. Chamberlin	Mr. Kingman	Mr. Strong
Mr. Church	Mr. Le Fever	Mr. Sumner
Mr. Clark	Mr. Livingston	Mr. Temple
Mr. Clary	Mr. Lockwood	Mr. Terry
Mr. Coe	Mr. Mabbett	Mr. Titus
Mr. Conklin	Mr. Marvin	Mr. Todd
Mr. Crosby	Mr. M'Keon	Mr. Wait
Mr. Culver	Mr. M'Knight	Mr. Ward
Mr. Cuykendall	Mr. Mersereau	Mr. West
Mr. Dana	Mr. Mitchell	Mr. Wheaton
Mr. Dyer	Mr. Morehouse	Mr. Whipple
Mr. Emmons	Mr. Morrell	Mr. Willes
Mr. Enos	Mr. Morris	Mr. Williams
Mr. Fleming	Mr. Myers	Mr. Winfield
Mr. Fowler	Mr. Osborne	Mr. Wood
Mr. Germond	Mr. A. J. Parker	Mr. Wright
Mr. Gordon	Mr. I. S. Parker	Mr. Yates
Mr. Groom	Mr. J. H. Parker	Mr. Younglove
Mr. Guinnip	Mr. Parkhurst	Mr. Young
Mr. Haight	Mr. Patterson	

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The engrossed bill from the Senate, entitled "An act in relation to the trustees of the Sailors' snug harbor in the city of New-York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Guinnip	Mr. Parkhurst
Mr. Angel	Mr. Haight	Mr. Patterson
Mr. Anthony	Mr. Hall	Mr. Phelps
Mr. Archibald	Mr. Harris	Mr. O. Robinson
Mr. Barnes	Mr. Healy	Mr. J. P. Robinson
Mr. Bartle	Mr. Herttell	Mr. Ruggles

Mr. Beardslee	Mr. Hone	Mr. Schermerhorn
Mr. Bockoven	Mr. Hough	Mr. Shays
Mr. Bogardus	Mr. Hunt	Mr. Smith
Mr. Bowne	Mr. Ingalls	Mr. Spafard
Mr. Bull	Mr. Jackson	Mr. Staats
Mr. Butrick	Mr. Johnson	Mr. Stevenson
Mr. Cash	Mr. Jones	Mr. Stone
Mr. Chamberlin	Mr. Kernan	Mr. Strong
Mr. Church	Mr. Kingman	Mr. Sumner
Mr. Clark	Mr. Le Fever	Mr. Temple
Mr. Clary	Mr. Lewis	Mr. Terry
Mr. Coe	Mr. Livingston	Mr. Titus
Mr. Conklin	Mr. Lockwood	Mr. Todd
Mr. Crosby	Mr. Mabbett	Mr. Wait
Mr. Culver	Mr. M'Keon	Mr. Ward
Mr. Cuykendall	Mr. M'Knight	Mr. West
Mr. Dana	Mr. Mersereau	Mr. Wheaton
Mr. Dusenbury	Mr. Mitchell	Mr. Whipple
Mr. Dyer	Mr. Morehouse	Mr. Willes
Mr. Emmons	Mr. Morrell	Mr. Williams
Mr. Enos	Mr. Morris	Mr. Winfield
Mr. Fleming	Mr. Myers	Mr. Wood
Mr. Fowler	Mr. Osborne	Mr. Wright
Mr. Germond	Mr. A. J. Parker	Mr. Yates
Mr. Gordon	Mr. I. S. Parker	Mr. Younglove
Mr. Groom	Mr. J. H. Parker	Mr. Young

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The engrossed bill from the Senate, entitled "An act to incorporate the Beekman iron company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Guinnip	Mr. I. S. Parker
Mr. Angel	Mr. Haight	Mr. J. H. Parker
Mr. Anthony	Mr. Hall	Mr. Parkhurst
Mr. Arnold	Mr. Harris	Mr. Patterson
Mr. Bartle	Mr. Healy	Mr. Phelps
Mr. Beardslee	Mr. Herttell	Mr. O. Robinson
Mr. Bockoven	Mr. Hone	Mr. J. P. Robinson
Mr. Bogardus	Mr. Hough	Mr. Schermerhorn
Mr. Bowne	Mr. Hunt	Mr. Shays
Mr. Bull	Mr. Ingalls	Mr. Spafard
Mr. Butrick	Mr. Jackson	Mr. Staats
Mr. Case	Mr. Johnson	Mr. Stevenson

Mr. Cash	Mr. Jones	Mr. Stone
Mr. Chamberlin	Mr. Kernan	Mr. Strong
Mr. Church	Mr. Kingman	Mr. Temple
Mr. Clark	Mr. Le Fever	Mr. Terry
Mr. Clary	Mr. Lewis	Mr. Titus
Mr. Coe	Mr. Livingston	Mr. Todd
Mr. Conklin	Mr. Mabbett	Mr. Wait
Mr. Crosby	Mr. Marvin	Mr. Ward
Mr. Culver	Mr. M'Keon	Mr. West
Mr. Cuykendall	Mr. M'Knight	Mr. Whipple
Mr. Dana	Mr. Merscreau	Mr. Williams
Mr. Dusenbury	Mr. Mitchell	Mr. Winfield
Mr. Dyer	Mr. Morehouse	Mr. Wood
Mr. Emmons	Mr. Morrell	Mr. Wright
Mr. Enos	Mr. Morris	Mr. Yates
Mr. Gordon	Mr. Myers	Mr. Younglove
Mr. Groom	Mr. Osborne	Mr. Young
Mr. Grover	Mr. A. J. Parker	

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Those who voted in the negative are,

Mr. Willes

1

*Ordered*, That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act for the relief of Lawrence Barclay," and find the same correctly engrossed.

*Ordered*, That the said bill be laid upon the table.

Mr. Myers gave notice that he would move for a call of the House to-morrow, between the hours of eleven and two o'clock.

On motion of Mr. Clary,

*Resolved*, That the committee of the whole be discharged from the further consideration of the engrossed bill from the Senate, entitled "An act to incorporate the Buffalo burial ground association," and that the same be ordered to a third reading.

Mr. Patterson offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the House will hereafter meet at nine o'clock in the morning, and three o'clock in the afternoon.

*Ordered*, That the said resolution be laid upon the table.

On motion of Mr. Morris,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act concerning the State prisons," and that the same be referred to a select committee to report complete.

*Ordered*, That Mr. Morris, Mr. Beardslee and Mr. Lockwood, be the said committee.



On motion of Mr. Hone,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to alter the name of the Farmers' fire insurance and loan company, and for other purposes," and that the same be referred to a select committee to report complete.

*Ordered*, That Mr. Hone, Mr. Marvin and Mr. Conklin, be the said committee.

On motion of Mr. Mersereau,

*Resolved*, That the committee of the whole be discharged from the consideration of the engrossed bill from the Senate, entitled "An act directing the application of the appropriation heretofore made to aid in the erection of a church at the quarantine ground, Staten Island;" and that the said bill be referred to a select committee to report complete.

*Ordered*, That Mr. Mersereau, Mr. Jackson and Mr. Ruggles, be the said committee.

On motion of Mr. Butrick,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill to divide the town of Jersey in the county of Steuben, and that the same be referred to a select committee to report complete.

*Ordered*, That Mr. Butrick, Mr. Healy and Mr. Kernan, be the said committee.

*Ordered*, That Mr. Cargill, Mr. Degrauw, Mr. Hone, Mr. Guinip, Mr. Grinnell and Mr. Ellithorp have leave of absence for two days each; Mr. Morris and Mr. Tompkins for three days each; Mr. Orr and Mr. Palmer for five days each; Mr. Gardner and Mr. Brown for four days each, and Mr. Campbell for six days.

And then the House adjourned till four o'clock this afternoon.

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#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to provide for deficiencies in the revenue of the Crooked lake canal, and to confirm certain acts of the commissioners of the canal fund in relation thereto;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. O. Robinson, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to prevent fishing in the Little lake in the

town of Dryden in the county of Tompkins," and the bill entitled "An act to lay out a State road near the Niagara falls, and to grant to Augustus Porter and Peter B. Porter the privilege of establishing a ferry below the falls;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. O. Robinson, from the said committee, reported, that the committee had disagreed to the first section and the enacting clause of the said bills; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the village of Bath in the county of Steuben;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Haight, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act in addition to an act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes, passed April 2d, 1829," and the bill entitled "An act authorising a loan of two thousand dollars to Simeon Crane and others;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Haight, from the said committee, reported, that the committee had disagreed to the first section and the enacting clause of the said bills respectively; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to revive the act entitled 'An act to incorporate the village of Trenton in the county of Oneida;'" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Myers, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act relating to the salaries and compensation of certain officers of the State prison at Auburn;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Myers, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act authorising the building of a bridge over the middle branch of the Hudson river, between the towns of Athol and Warrensburgh;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Myers, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on

the bill entitled "An act further to amend an act entitled 'An act for establishing a turnpike road between the cities of Albany and Schenectady,' passed March 30th, 1802;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Conklin, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Skaneateles in the county of Onondaga,' passed April 19th, 1833;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Conklin, from the said committee, reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act in relation to the canal fences on the line of the Champlain canal;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Conklin, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

And then the House adjourned until ten o'clock to-morrow morning.

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## TUESDAY, APRIL 22, 1834.

The House met pursuant to adjournment.

Mr. Gordon, from the committee on the judiciary, to which was referred the engrossed bill from the Senate, entitled "An act confirming the official acts of Francis McCarty, a justice of the peace of the town of Martinsburgh," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Staats, from the select committee to which was referred the bill entitled "An act to incorporate the American life insurance and

trust company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Butrick, from the select committee to which was referred the bill entitled "An act to divide the town of Jersey in the county of Steuben," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. O. Robinson, from the select committee to which was referred the petition of the president and trustees of the village of Oswego, praying for the passage of an act authorising said trustees to loan money for the purpose of making certain improvements in said village, reported a bill, by the unanimous consent of the House, entitled "An act authorising the president and trustees of the village of Oswego to raise money by loan, for the improvement of First-street in said village, and building a wharf or pier at the northern termination of First-street in the outer harbor;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Mersereau, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act directing the application of an appropriation heretofore made to aid in the erection of a church at the quarantine ground, Staten Island," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that it be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Barnes, from the select committee to which was referred the bill entitled "An act relating to brokers and stockjobbing," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Marvin, from the select committee on so much of the Governor's message as relates to poor-houses, in pursuance of the resolution of the House of the twenty-second of March last, instructing the committee to inquire into the propriety of amending the law in relation to the settlement and maintenance of poor and indigent persons, and for other purposes, reported a bill, entitled "An act to abolish the distinction between town and county poor;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Marvin, from the select committee to which was referred the bill entitled "An act to alter the name of the Farmers' fire insurance and loan company, and for other purposes," reported, that the committee had gone through the said bill, and agreed to the

same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Fleming, from the select committee to which was referred the bill entitled "An act requiring the board of supervisors of the county of Chenango to raise money to build a bridge across the Chenango river in the town of Greene," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

The Senate returned the bill entitled "An act to amend the act entitled 'An act to incorporate the village of Syracuse,' and the act amending the same;" the bill entitled "An act to incorporate the president, directors and stockholders of the Dover iron company;" the bill entitled "An act to incorporate the New-Paltz and Liberty turnpike company;" and the bill entitled "An act to amend the act entitled 'An act to incorporate the Washington marine insurance company of the city of New-York,' passed April 27th, 1833."

*Ordered*, That the clerk deliver the said bills to the Governor.

Three several messages from the Senate were read, informing that they have passed the bill entitled "An act to amend the charter of the Albany female seminary;" the bill entitled "An act authorising the board of supervisors of the county of Chautauque to raise money to complete the jail of said county," and the bill entitled "An act to authorise Richard Pennell to erect a dock in the town of New-Utrecht," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

The Senate sent for concurrence, a bill entitled "An act to incorporate the Clermont academy;" a bill entitled "An act to incorporate the Alexander classical school;" a bill entitled "An act to incorporate the Rome academy;" a bill entitled "An act to correct an error in the assessment roll of the second ward of the city of Albany," and a bill entitled "An act to incorporate the Buffalo marine railway company."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act to incorporate the Clermont academy," was referred to the committee on colleges, academies and common schools; the bill entitled "An act to incorporate the Alexander classical school," was referred to the committee on colleges, academies and common schools; the bill entitled "An act to incorporate the Rome academy," was referred to the committee on colleges, academies and common schools; the bill entitled "An act to correct an error in the assessment roll of the second ward of the city of Albany," was referred to a select committee, consisting of Mr. Staats, Mr. Chamberlin and Mr. O. Robinson; and the bill entitled "An act to incorporate the Buffalo marine railway company," was referred to the committee on rail-roads, severally to consider and report thereon.

The Senate sent for concurrence, a bill entitled "An act to pro-

vide for supplying the city of New-York with pure and wholesome water."

The said bill was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. McKeon made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. McKeon, and it was determined in the affirmative.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Preble high school," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 95 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. Phelps
Mr. Anthony	Mr. Germond	Mr. O. Robinson
Mr. Archibald	Mr. Gordon	Mr. J. P. Robinson
Mr. Arnold	Mr. Haight	Mr. Schermerhorn
Mr. Bagley	Mr. Hall	Mr. Shays
Mr. Barnes	Mr. Harris	Mr. Smith
Mr. Bartle	Mr. Hasbrouck	Mr. Spafard
Mr. Beardslee	Mr. Healy	Mr. Speaker
Mr. Bockoven	Mr. Herttell	Mr. Staats
Mr. Bogardus	Mr. Hunt	Mr. Stafford
Mr. Bostwick	Mr. Ingalls	Mr. Stone
Mr. Bowne	Mr. Jackson	Mr. Strong
Mr. Brasher	Mr. Johnson	Mr. Sumner
Mr. Brown	Mr. Kernan	Mr. Temple
Mr. Butrick	Mr. Kingman	Mr. Terry
Mr. Case	Mr. Le Fever	Mr. Thomson
Mr. Cash	Mr. Lewis	Mr. Titus
Mr. Chamberlin	Mr. Livingston	Mr. Todd
Mr. Church	Mr. Lockwood	Mr. Wait
Mr. Clark	Mr. Mabbett	Mr. Ward
Mr. Clary	Mr. M'Keon	Mr. West
Mr. Coe	Mr. M'Knight	Mr. Wheaton
Mr. Conklin	Mr. Mersereau	Mr. Wheeler
Mr. Collin	Mr. Mitchell	Mr. Willes
Mr. Cuykendall	Mr. Morehouse	Mr. Williams
Mr. Dana	Mr. Morrell	Mr. Winfield

Mr. Drake	Mr. Myers	Mr. Wood
Mr. Dusenbury	Mr. Osborne	Mr. Wright
Mr. Dyer	Mr. I. S. Parker	Mr. Yates
Mr. Ellithorp	Mr. J. H. Parker	Mr. Younglove
Mr. Emmons	Mr. Parkhurst	Mr. Young
Mr. Enos	Mr. Patterson	

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Those who voted in the negative are

Mr. Stevenson

1

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Holland patent academy," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	92	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Angel	Mr. Hall	Mr. Ruggles
Mr. Anthony	Mr. Harris	Mr. Schermerhorn
Mr. Archibald	Mr. Hasbrouck	Mr. Shays
Mr. Arnold	Mr. Healy	Mr. Smith
Mr. Bagley	Mr. Herttell	Mr. Spafard
Mr. Barnes	Mr. Hunt	Mr. Speaker
Mr. Bartle	Mr. Ingalls	Mr. Staats
Mr. Beardslee	Mr. Jackson	Mr. Stafford
Mr. Bockoven	Mr. Johnson	Mr. Stevenson
Mr. Bogardus	Mr. Jones	Mr. Stone
Mr. Bostwick	Mr. Kernan	Mr. Strong
Mr. Brasher	Mr. Kingman	Mr. Sumner
Mr. Brown	Mr. Le Fever	Mr. Temple
Mr. Butrick	Mr. Lewis	Mr. Terry
Mr. Case	Mr. Livingston	Mr. Thomson
Mr. Chamberlin	Mr. Mabbett	Mr. Titus
Mr. Church	Mr. M'Keon	Mr. Todd
Mr. Clark	Mr. M'Knight	Mr. Wait
Mr. Clary	Mr. Merscreau	Mr. Ward
Mr. Coe	Mr. Mitchell	Mr. West
Mr. Conklin	Mr. Morehouse	Mr. Wheaton
Mr. Collin	Mr. Morrell	Mr. Wheeler

Mr. Crosby	Mr. Myers	Mr. Willes
Mr. Culver	Mr. Osborne	Mr. Williams
Mr. Dyer	Mr. A. J. Parker	Mr. Winfield
Mr. Ellithorp	Mr. J. H. Parker	Mr. Wood
Mr. Emmons	Mr. Parkhurst	Mr. Wright
Mr. Enos	Mr. Patterson	Mr. Yates
Mr. Fowler	Mr. Phelps	Mr. Younglove
Mr. Germond	Mr. O. Robinson	Mr. Young
Mr. Haight	Mr. J. P. Robinson	

92

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Mayville academy," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Fleming	Mr. J. H. Parker
Mr. Anthony	Mr. Fowler	Mr. Patterson
Mr. Archibald	Mr. Germond	Mr. Phelps
Mr. Arnold	Mr. Gordon	Mr. O. Robinson
Mr. Bagley	Mr. Grinnell	Mr. J. P. Robinson
Mr. Bartle	Mr. Haight	Mr. Ruggles
Mr. Beardslee	Mr. Hall	Mr. Schermerhora
Mr. Bockoven	Mr. Harris	Mr. Smith
Mr. Bogardus	Mr. Hasbrouck	Mr. Spafard
Mr. Bostwick	Mr. Healy	Mr. Speaker
Mr. Bowne	Mr. Herttell	Mr. Staats
Mr. Brasher	Mr. Hunt	Mr. Stafford
Mr. Brown	Mr. Ingalls	Mr. Stone
Mr. Butrick	Mr. Jackson	Mr. Strong
Mr. Case	Mr. Johnson	Mr. Sumner
Mr. Cash	Mr. Jones	Mr. Temple
Mr. Chamberlin	Mr. Kernan	Mr. Terry
Mr. Church	Mr. Kingman	Mr. Titus
Mr. Clark	Mr. Le Fever	Mr. Todd
Mr. Clary	Mr. Lewis	Mr. Wait
Mr. Coe	Mr. Livingston	Mr. Ward
Mr. Conklin	Mr. Mabbett	Mr. West
Mr. Collin	Mr. Marvin	Mr. Wheaton



Mr. Crosby	Mr. M'Keon	Mr. Wheeler
Mr. Culver	Mr. M'Knight	Mr. Whipple
Mr. Dana	Mr. Mersereau	Mr. Willes
Mr. Drake	Mr. Morehouse	Mr. Winfield
Mr. Dusenbury	Mr. Morrell	Mr. Wood
Mr. Dyer	Mr. Myers	Mr. Yates
Mr. Ellithorp	Mr. Osborne	Mr. Younglove
Mr. Emmons	Mr. A. J. Parker	Mr. Young
Mr. Enos		

94

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Long Island rail-road company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Angel	Mr. Fleming	Mr. Ruggles
Mr. Anthony	Mr. Germond	Mr. Schermerhorn
Mr. Archibald	Mr. Groom	Mr. Shays
Mr. Arnold	Mr. Grover	Mr. Smith
Mr. Bagley	Mr. Haight	Mr. Spafard
Mr. Barnes	Mr. Hall	Mr. Speaker
Mr. Bartle	Mr. Harris	Mr. Staats
Mr. Beardslee	Mr. Healy	Mr. Stafford
Mr. Bockoven	Mr. Herttell	Mr. Stone
Mr. Bogardus	Mr. Ingalls	Mr. Strong
Mr. Bostwick	Mr. Jackson	Mr. Sumner
Mr. Bowne	Mr. Johnson	Mr. Temple
Mr. Brasher	Mr. Kernan	Mr. Terry
Mr. Brown	Mr. Kingman	Mr. Titus
Mr. Bull	Mr. Le Fever	Mr. Todd
Mr. Butrick	Mr. Lewis	Mr. Wait
Mr. Case	Mr. Livingston	Mr. Ward
Mr. Cash	Mr. M'Knight	Mr. West
Mr. Church	Mr. Mersereau	Mr. Wheaton
Mr. Coe	Mr. Mitchell	Mr. Wheeler
Mr. Conklin	Mr. Morehouse	Mr. Whipple
Mr. Collin	Mr. Morrell	Mr. Willes
Mr. Crosby	Mr. Myers	Mr. Williams

Mr. Cuykendall	Mr. Osborne	Mr. Winfield
Mr. Dana	Mr. I. S. Parker	Mr. Wood
Mr. Drake	Mr. Parkhurst	Mr. Wright
Mr. Dusenbury	Mr. Patterson	Mr. Yates
Mr. Dyer	Mr. Phelps	Mr. Younglove
Mr. Ellithorp	Mr. J. P. Robinson	Mr. Young
Mr. Emmons		

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Nassau academy," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 68 }  
{ NAYS 19 }

Those who voted in the affirmative are

Mr. Angel	Mr. Haight	Mr. Ruggles
Mr. Anthony	Mr. Hall	Mr. Schermerhorn
Mr. Archibald	Mr. Harris	Mr. Shays
Mr. Bartle	Mr. Healy	Mr. Smith
Mr. Beardslee	Mr. Herttel	Mr. Spafard
Mr. Bockoven	Mr. Ingalls	Mr. Speaker
Mr. Bogardus	Mr. Jackson	Mr. Stafford
Mr. Bostwick	Mr. Kernan	Mr. Stone
Mr. Brasher	Mr. Kingman	Mr. Strong
Mr. Butrick	Mr. Le Fever	Mr. Temple
Mr. Case	Mr. Lewis	Mr. Terry
Mr. Church	Mr. Livingston	Mr. Thomson
Mr. Coe	Mr. M'Keon	Mr. Titus
Mr. Conklin	Mr. M'Knight	Mr. Todd
Mr. Collin	Mr. Mersereau	Mr. Ward
Mr. Crosby	Mr. Mitchell	Mr. Wheaton
Mr. Dana	Mr. Morehouse	Mr. Willes
Mr. Dusenbury	Mr. Morrell	Mr. Winfield
Mr. Dyer	Mr. Myers	Mr. Wood
Mr. Ellithorp	Mr. Osborne	Mr. Wright
Mr. Emmons	Mr. J. H. Parker	Mr. Yates
Mr. Grinnell	Mr. Parkhurst	Mr. Younglove
Mr. Grover	Mr. Patterson	Mr. Young

69

Those who voted in the negative are,

Mr. Bagley	Mr. Fowler	Mr. Staats
Mr. Barnes	Mr. Gordon	Mr. Stevenson
Mr. Bowne	Mr. Groom	Mr. Wait
Mr. Bull	Mr. Hunt	Mr. West
Mr. Cuykendall	Mr. I. S. Parker	Mr. Whipple
Mr. Drake	Mr. J. P. Robinson	Mr. Williams
Mr. Fleming		

19

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House do non-concur with them in their amendments to the said bill.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Schenectady savings bank," with the amendments therewith delivered.

*Ordered*, That the said bill and amendments be referred to a select committee, consisting of Mr. Myers, Mr. Schermerhorn and Mr. Willes, to consider and report thereon.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Lockport and Niagara falls rail-road company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 07 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. Phelps
Mr. Angel	Mr. Groom	Mr. O. Robinson
Mr. Anthony	Mr. Grover	Mr. J. P. Robinson
Mr. Archibald	Mr. Haight	Mr. Ruggles
Mr. Arnold	Mr. Hall	Mr. Schermerhorn
Mr. Barnes	Mr. Harris	Mr. Shays
Mr. Bartle	Mr. Healy	Mr. Smith
Mr. Beardslee	Mr. Herttell	Mr. Speaker
Mr. Bogardus	Mr. Hunt	Mr. Staats
Mr. Bostwick	Mr. Ingalls	Mr. Stafford
Mr. Brasher	Mr. Jackson	Mr. Stevenson
Mr. Brown	Mr. Johnson	Mr. Stone
Mr. Butrick	Mr. Jones	Mr. Strong
Mr. Case	Mr. Kernan	Mr. Sumner
Mr. Cash	Mr. Kingman	Mr. Temple
Mr. Church	Mr. Le Fever	Mr. Terry

Mr. Clark	Mr. Lewis	Mr. Thomson
Mr. Clary	Mr. Livingston	Mr. Titus
Mr. Coe	Mr. Mabbett	Mr. Todd
Mr. Conklin	Mr. Marvin	Mr. Ward
Mr. Crosby	Mr. M'Keon	Mr. West
Mr. Cuykendall	Mr. M'Knight	Mr. Wheaton
Mr. Dana	Mr. Mersereau	Mr. Wheeler
Mr. Dusenbury	Mr. Mitchell	Mr. Whipple
Mr. Dyer	Mr. Morehouse	Mr. Willes
Mr. Ellithorp	Mr. Morrell	Mr. Williams
Mr. Emmons	Mr. Myers	Mr. Winfield
Mr. Enos	Mr. Osborne	Mr. Wood
Mr. Fleming	Mr. I. S. Parker	Mr. Wright
Mr. Fowler	Mr. J. H. Parker	Mr. Younglove
Mr. Germond	Mr. Parkhurst	Mr. Young

93

Those who voted in the negative are

Mr. Bagley	Mr. Chamberlin	Mr. Spafard
Mr. Bowne	Mr. Collin	Mr. Wait
Mr. Bull		

7

*Ordered,* That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Bowery savings bank," with the amendments therewith delivered.

*Ordered,* That the said bill and amendments be referred to a select committee, consisting of Mr. Titus, Mr. Bowne and Mr. Ingalls, to consider and report thereon.

A message from the Senate was read, informing that they have passed the bill entitled "An act in addition to an act entitled 'An act authorising the board of supervisors of the county of St. Lawrence to levy a tax on the town of Oswegatchie, to be invested in an academy and lot, and for other purposes,' passed April 26th, 1833," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 06 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. O. Robinson
Mr. Angel	Mr. Grinnell	Mr. J. P. Robinson

Mr. Anthony	Mr. Grover	Mr. Ruggles
Mr. Archibald	Mr. Haight	Mr. Schermerhorn
Mr. Arnold	Mr. Hall	Mr. Shays
Mr. Barnes	Mr. Harris	Mr. Smith
Mr. Bartle	Mr. Healy	Mr. Spafard
Mr. Beardslee	Mr. Herttell	Mr. Speaker
Mr. Bockoven	Mr. Hunt	Mr. Staats
Mr. Bogardus	Mr. Ingalls	Mr. Stafford
Mr. Bostwick	Mr. Jackson	Mr. Strong
Mr. Brasher	Mr. Johnson	Mr. Sumner
Mr. Brown	Mr. Kernan	Mr. Temple
Mr. Butrick	Mr. Kingman	Mr. Terry
Mr. Church	Mr. Le Fever	Mr. Thomson
Mr. Clark	Mr. Lewis	Mr. Titus
Mr. Clary	Mr. Livingston	Mr. Todd
Mr. Coe	Mr. Marvin	Mr. Ward
Mr. Conklin	Mr. M'Keon	Mr. West
Mr. Collin	Mr. M'Knight	Mr. Wheaton
Mr. Crosby	Mr. Mersereau	Mr. Wheeler
Mr. Cuykendall	Mr. Mitchell	Mr. Whipple
Mr. Dana	Mr. Morehouse	Mr. Willes
Mr. Dusenbury	Mr. Morrell	Mr. Williams
Mr. Dyer	Mr. Myers	Mr. Winfield
Mr. Ellithorp	Mr. Osborne	Mr. Wood
Mr. Emmons	Mr. J. H. Parker	Mr. Wright
Mr. Enos	Mr. Parkhurst	Mr. Younglove
Mr. Fleming	Mr. Patterson	Mr. Young
Mr. Fowler	Mr. Phelps	

89

Those who voted in the negative are

Mr. Bagley	Mr. Bull	Mr. Stevenson
Mr. Bowne	Mr. Chamberlin	Mr. Wait

6

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

The Senate returned the bill entitled "An act in aid of the Central asylum for the deaf and dumb," and the bill entitled "An act in aid of the New-York institution for the blind," with a copy of a resolution, that in the opinion of the Senate, the said bills respectively require two-thirds of all the members elected to both branches of the Legislature to pass the same into laws.

*Ordered*, That the said bills be laid upon the table.

The engrossed bill entitled "An act authorising the commissioners of the land-office to sell certain lands in the harbor of Oswego, for the purpose of erecting a marine railway or dry dock," was read a third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of Lawrence Barclay," was read the third time.

Debates were had thereon; and the question being put whether the House would agree to the final passage of the said bill, it was determined in the affirmative.

{ AYES 70 }  
{ NAYS 23 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Arnold	Mr. Fleming	Mr. O. Robinson
Mr. Bagley	Mr. Fowler	Mr. J. P. Robinson
Mr. Bartle	Mr. Groom	Mr. Schermerhorn
Mr. Bockoven	Mr. Hall	Mr. Spafard
Mr. Bogardus	Mr. Harris	Mr. Speaker
Mr. Bostwick	Mr. Healy	Mr. Staats
Mr. Bowne	Mr. Hunt	Mr. Stone
Mr. Brasher	Mr. Ingalls	Mr. Strong
Mr. Bull	Mr. Kernan	Mr. Sumner
Mr. Butrick	Mr. Kingman	Mr. Temple
Mr. Church	Mr. Le Fever	Mr. Terry
Mr. Clark	Mr. Lewis	Mr. Thomson
Mr. Coe	Mr. Livingston	Mr. Titus
Mr. Conklin	Mr. Lockwood	Mr. Todd
Mr. Collin	Mr. Mabbett	Mr. Wait
Mr. Crosby	Mr. Marvin	Mr. Ward
Mr. Culver	Mr. M'Knight	Mr. Wheeler
Mr. Cuykendall	Mr. Mersereau	Mr. Whipple
Mr. Dana	Mr. Osborne	Mr. Winfield
Mr. Drake	Mr. I. S. Parker	Mr. Wood
Mr. Dyer	Mr. Parkhurst	Mr. Wright
Mr. Ellithorp	Mr. Patterson	Mr. Yates
Mr. Emmons	Mr. Phelps	Mr. Younglove
Mr. Enos		

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Those who voted in the negative are

Mr. Anthony	Mr. Jackson	Mr. Ruggles
Mr. Beardslee	Mr. Johnson	Mr. Stevenson
Mr. Brown	Mr. M'Keon	Mr. West
Mr. Clary	Mr. Mitchell	Mr. Wheaton
Mr. Gordon	Mr. Morehouse	Mr. Willes
Mr. Grinnell	Mr. Morrell	Mr. Williams
Mr. Hasbrouck	Mr. Myers	Mr. Young
Mr. Herttell	Mr. J. H. Parker	

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The engrossed bill entitled "An act to incorporate the village of Angelica," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 107 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. Patterson
Mr. Angel	Mr. Germond	Mr. Phelps
Mr. Anthony	Mr. Gordon	Mr. O. Robinson
Mr. Archibald	Mr. Grinnell	Mr. J. P. Robinson
Mr. Arnold	Mr. Groom	Mr. Ruggles
Mr. Bagley	Mr. Grover	Mr. Schermerhorn
Mr. Bartle	Mr. Haight	Mr. Shays
Mr. Beardalee	Mr. Hall	Mr. Smith
Mr. Bockoven	Mr. Harris	Mr. Spatard
Mr. Bogardus	Mr. Hasbrouck	Mr. Speaker
Mr. Bostwick	Mr. Healy	Mr. Staats
Mr. Bowne	Mr. Herttell	Mr. Stafford
Mr. Brasher	Mr. Hunt	Mr. Stevenson
Mr. Brown	Mr. Ingalls	Mr. Stone
Mr. Bull	Mr. Jackson	Mr. Strong
Mr. Butrick	Mr. Johnson	Mr. Sumner
Mr. Case	Mr. Jones	Mr. Temple
Mr. Cash	Mr. Kernan	Mr. Terry
Mr. Chamberlin	Mr. Kingman	Mr. Thomson
Mr. Church	Mr. Le Fever	Mr. Titus
Mr. Clark	Mr. Lewis	Mr. Todd
Mr. Clary	Mr. Livingston	Mr. Wait
Mr. Coe	Mr. Lockwood	Mr. Ward
Mr. Conklin	Mr. Mabbett	Mr. West
Mr. Collin	Mr. Marvin	Mr. Wheaton
Mr. Crosby	Mr. M'Keon	Mr. Wheeler
Mr. Culver	Mr. M'Knight	Mr. Whipple
Mr. Cuykendall	Mr. Mersereau	Mr. Willes
Mr. Dana	Mr. Mitchell	Mr. Williams
Mr. Drake	Mr. Morehouse	Mr. Winfield
Mr. Dusenbury	Mr. Morrell	Mr. Wood
Mr. Dyer	Mr. Myers	Mr. Wright
Mr. Ellithorp	Mr. Osborne	Mr. Yates
Mr. Emmons	Mr. I. S. Parker	Mr. Younglove
Mr. Enos	Mr. J. H. Parker	Mr. Young
Mr. Fleming	Mr. Parkhurst	

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to amend and modify the acts now in force for the prevention of fires in the

city of New-York," with the engrossed amendment, was read the third time.

*Resolved*, That the bill and amendment do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same, with the amendment therewith delivered.

The engrossed bill entitled "An act to amend an act entitled 'An act to vest certain powers in the freeholders and inhabitants of the village of Kingston,' passed April 6th, 1805, and the acts amending the same," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Groom	Mr. O. Robinson
Mr. Angel	Mr. Grover	Mr. J. P. Robinson
Mr. Anthony	Mr. Haight	Mr. Ruggles
Mr. Archibald	Mr. Hall	Mr. Schermerhorn
Mr. Arnold	Mr. Harris	Mr. Shays
Mr. Bagley	Mr. Hasbrouck	Mr. Smith
Mr. Barnes	Mr. Healy	Mr. Spafard
Mr. Bartle	Mr. Herttell	Mr. Speaker
Mr. Bockoven	Mr. Hunt	Mr. Staats
Mr. Bogardus	Mr. Ingalls	Mr. Stafford
Mr. Bostwick	Mr. Jackson	Mr. Stevenson
Mr. Bowne	Mr. Johnson	Mr. Stone
Mr. Brasher	Mr. Jones	Mr. Strong
Mr. Brown	Mr. Kernan	Mr. Sumner
Mr. Bull	Mr. Kingman	Mr. Temple
Mr. Butrick	Mr. Le Fever	Mr. Terry
Mr. Church	Mr. Lewis	Mr. Thomson
Mr. Clark	Mr. Livingston	Mr. Titus
Mr. Coe	Mr. Mabbett	Mr. Todd
Mr. Conklin	Mr. Marvin	Mr. Wait
Mr. Collin	Mr. M'Keon	Mr. Ward
Mr. Crosby	Mr. M'Knight	Mr. West
Mr. Cuykendall	Mr. Mersereau	Mr. Wheaton
Mr. Dana	Mr. Mitchell	Mr. Whipple
Mr. Dusenbury	Mr. Morehouse	Mr. Willes
Mr. Dyer	Mr. Morrell	Mr. Williams
Mr. Ellithorp	Mr. Myers	Mr. Winfield
Mr. Emmons	Mr. Osborne	Mr. Wood
Mr. Fowler	Mr. A. J. Parker	Mr. Wright
Mr. Germond	Mr. I. S. Parker	Mr. Yates
Mr. Gordon	Mr. Patterson	Mr. Younglove
Mr. Grinnell	Mr. Phelps	Mr. Young



The engrossed bill entitled "An act to incorporate the Essex county academy," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 02 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. Patterson
Mr. Angel	Mr. Germond	Mr. Phelps
Mr. Anthony	Mr. Gordon	Mr. O. Robinson
Mr. Archibald	Mr. Grinnell	Mr. J. P. Robinson
Mr. Arnold	Mr. Groom	Mr. Ruggles
Mr. Bagley	Mr. Grover	Mr. Schermerhorn
Mr. Barnes	Mr. Haight	Mr. Shays
Mr. Bartle	Mr. Hall	Mr. Smith
Mr. Bockoven	Mr. Harris	Mr. Staats
Mr. Bogardus	Mr. Healy	Mr. Stafford
Mr. Bostwick	Mr. Herttell	Mr. Stevenson
Mr. Brasher	Mr. Hunt	Mr. Stone
Mr. Brown	Mr. Jackson	Mr. Strong
Mr. Bull	Mr. Johnson	Mr. Sumner
Mr. Butrick	Mr. Kernan	Mr. Temple
Mr. Cash	Mr. Kingman	Mr. Terry
Mr. Church	Mr. Le Fever	Mr. Thomson
Mr. Clark	Mr. Lewis	Mr. Titus
Mr. Clary	Mr. Livingston	Mr. Todd
Mr. Coe	Mr. Mabbett	Mr. Ward
Mr. Conklin	Mr. Marvin	Mr. West
Mr. Collin	Mr. M'Keon	Mr. Wheaton
Mr. Crosby	Mr. M'Knight	Mr. Whipple
Mr. Culver	Mr. Mersereau	Mr. Willes
Mr. Cuykendall	Mr. Mitchell	Mr. Williams
Mr. Dana	Mr. Morehouse	Mr. Winfield
Mr. Dusenbury	Mr. Morrell	Mr. Wood
Mr. Dyer	Mr. Myers	Mr. Wright
Mr. Ellithorp	Mr. Osborne	Mr. Yates
Mr. Emmons	Mr. A. J. Parker	Mr. Younglove
Mr. Enos	Mr. J. H. Parker	Mr. Young

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Those who voted in the negative are

Mr. Bowne                      Mr. Wait

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

On motion of Mr. Morehouse,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act for the relief of Enoch Crosby and others," and that the same be referred to a select committee to report complete.

*Ordered*, That Mr. Morehouse, Mr. Bowne and Mr. Dana, be the said committee.

On motion of Mr. Wood,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill authorising the survey of a canal from Rochester to Olean, and that the same be referred to a select committee to report complete.

*Ordered*, That Mr. Wood, Mr. Stevenson and Mr. Shays, be the said committee.

On motion of Mr. Strong,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill to annex a part of the town of Onondaga to the town of Camillus, and that the same be referred to a select committee to report complete.

*Ordered*, That Mr. Strong, Mr. Whipple and Mr. Mitchell, be the said committee.

Mr. Myers gave notice that he would, to-morrow, between the hours of eleven and two o'clock, move a call of the House.

On motion of Mr. Winfield,

*Resolved*, That the committee of the whole be discharged from the further consideration of the engrossed bill from the Senate, entitled "An act authorising the supervisors of Ulster county to raise money to build a bridge over the Rondout creek at Rosendale," and that it be referred to a select committee to report complete.

*Ordered*, That Mr. Winfield, Mr. Mabbett and Mr. Wait, be the said committee.

On motion of Mr. Wood,

*Resolved*, That the committee on the judiciary be instructed to take into consideration the expediency of making any, and if any, what alteration and amendments are necessary to be made to part first of the Revised Statutes, relative to annual town meetings, when there is a tie of the votes given for the election of such town officers whose vacancies cannot be supplied by justices of the peace; and report such amendments as they may deem expedient.

A document relative to the Young Men's Association of the city of Albany, was read, and ordered to be laid upon the table.

And then the House adjourned till four o'clock this afternoon.

## FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

## TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to amend the charter of the Albany female seminary."

Also the bill entitled "An act for the relief of the Mount-Hope and Lumberland turnpike road company."

Also the bill entitled "An act to incorporate the village of Laurens in the county of Otsego."

Also the bill entitled "An act to amend an act entitled 'An act to incorporate the Washington marine insurance company of the city of New-York,' passed April 27th, 1833."

Also the bill entitled "An act to authorise Richard Pennell to erect a dock in the town of New-Utrecht."

Also the bill entitled "An act authorising the board of supervisors of the county of Chautauque to raise money to complete the jail of said county."

Also the bill entitled "An act to authorise the supervisor of the town of Antwerp in the county of Jefferson, to deed to Miles Cook a certain piece of land."

Also the bill entitled "An act directing the survey of a canal route from the High falls on the Black river, to the Erie canal."

Also the bill entitled "An act relating to the collection of taxes in the towns of Putnam and Dresden in the county of Washington."

Also the bill entitled "An act to annex part of the towns of Harpersfield and Kortright to the town of Stamford."

Also the bill entitled "An act to incorporate the New-Paltz and Liberty turnpike company."

W. L. MARCY.

*Albany, April 22, 1834.*

A message from the Senate was read, informing that they have passed the bill entitled "An act concerning the New-York society for promoting the manumission of slaves, and protecting such of them as have been or may be liberated," without amendment.

*Ordered,* That the clerk deliver the said bill to the Governor.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to renew the charter of the Auburn and Owasco canal company;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to revive and continue the charter of the Hibernian provident society of the city of New-York;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to revive and continue the power and authority heretofore vested in the president and directors of the First Great Southwestern turnpike road company, and for the amendment of the same;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the engrossed bill from the Senate, entitled "An act in relation to the court of common pleas of the county of Albany;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Marvin, from the said committee, reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read and agreed to by the House, and the amendment ordered to be engrossed, and the bill ordered to a third reading.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Joseph Clary and John Bestow;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Marvin, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to appoint commissioners to lay out a road from Skaneateles to Camillus in the county of Onondaga;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Marvin, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on

the bill entitled "An act relative to taxing the property of railroads;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Winfield, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of the Jefferson academy," and the bill entitled "An act to amend an act entitled 'An act authorising John Mack, James E. Mack and Samuel T. Barr to build a toll-bridge over the Cattaraugus creek,' passed March 22, 1822;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Winfield, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend an act entitled 'An act for establishing a clerk's office of the supreme court in the village of Canandaigua in the county of Ontario,' passed February 27th, 1829, and an act amending the same, passed March 31st, 1830;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bowne, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of John Willson;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bowne, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Gertrude Gates;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bowne, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Ephraim Bogardus;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. A. J. Parker, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

• *Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act authorising the survey of a canal route from or near the village of Binghamton, to the village of Owego," and the bill entitled "An act authorising the survey of a canal route from the Canandaigua lake to the Erie canal;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. A. J. Parker, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

### WEDNESDAY, APRIL 23, 1834.

The House met pursuant to adjournment.

The petition of sundry inhabitants of the towns of Union and Vestal in the county of Broome, praying for the revival of the act incorporating the Union and Vestal Bridge Company, was read, and referred to the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies.

The petition of the Albany Burgesses Corps, praying for certain exemptions, was read, and referred to the committee on the militia and public defence.

The petition of sundry inhabitants of the county of Genesee, praying for the passage of an act changing the name of the First Methodist Episcopal Society to that of the First Methodist Protestant Society, was read, and referred to the committee on the incorporation of charitable and religious societies.

Mr. Haight, from the committee on two-third bills, to which was referred the bill entitled "An act in aid of the Central asylum for the deaf and dumb," and also the bill entitled "An act in aid of the New-York institution for the blind," for the purpose of inquiring whether the concurrence of two-thirds of all the members elected to both branches of the Legislature is necessary to the passage of said bills, reported; and offered the following resolution:

[See Document No. 392.]

*Resolved*, That in the opinion of the Assembly, it does not require the concurrence of two-thirds of all the members elected to the Legislature to pass the said bills respectively.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Gordon, from the committee on the judiciary, to which was

referred the petition of Abraham Bloodgood and others, praying for an amendment of the statute of wills, reported a bill, entitled "An act to amend article third of title first of chapter sixth of part second of the Revised Statutes;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Gordon made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Gordon, and it was determined in the affirmative.

Mr. Ruggles, from the committee on the militia and public defence, to which was referred the resolution of this House of the fourth instant, directing them to inquire into the expediency of removing the State arsenal from the city of New-York, and selling the lot on which it is situated, reported; and asked leave to introduce a bill.

[See Document No. 389.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ruggles, according to leave, brought in the said bill, entitled "An act relative to the arsenal in the city of New-York;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Ruggles made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Ruggles, and it was determined in the affirmative.

Mr. Ruggles, from the same committee, further reported a resolution, in the words following, to wit:

*Resolved*, That it be referred to the committee on the judiciary, to inquire into the expediency of providing by law for the punishment by fine and imprisonment, of any person or persons who may forcibly enter any arsenal, armory or arsenal yard, or seize or take away the arms and ammunition belonging to this State; and that said committee be authorised to report by bill or otherwise.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

*Ordered*, That ten times the usual number of copies of the said report be printed for the use of the Legislature.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the village of Waterloo in the county of Seneca, for an amendment to the act incorporating said village, reported a bill, entitled "An act to amend the act entitled 'An act to incorporate the village of Waterloo in the county of Seneca,' passed April 9th, 1824;" which was read the first time, and by unanimous consent was also read a second time, and referred to a select committee, consisting of Mr.

Drake, Mr. Coe and Mr. Strong, with instructions to report the same complete.

Mr. Ingalls, from the committee on claims, to which was referred the petition of James H. Rathbone and others, praying compensation for damages alleged to have been sustained in consequence of a defect in the culvert under the Erie canal, reported the following resolution:

*Resolved*, That the prayer of the petitioner, James H. Rathbone, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. McKeon, from the committee on colleges, academies and common schools, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Alexander classical school;" the engrossed bill from the Senate, entitled "An act to incorporate the Rome academy," and the engrossed bill from the Senate, entitled "An act to incorporate the Clermont academy," reported, that the committee have examined the said bills, and see no reason why the same should not be passed into laws, and recommend that the said bills be severally ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Beardslee, from the committee on rail-roads, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Buffalo marine railway company," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

Mr. Staats, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to correct an error in the assessment list of the second ward of the city of Albany," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that it be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Winfield, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act authorising the supervisors of Ulster county to raise money to build a bridge over the Rondout creek at Rosendale," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same, and recommend that the said amendments be ordered to be engrossed, and the bill ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Wood, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act authorising the



survey of a canal route from Rochester to Olean," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that it be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Clary, from the committee on the judiciary, to which was referred the bill entitled "An act to amend article second, title fifth, chapter sixth, part third of the Revised Statutes, entitled 'Of executions against property,'" reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Myers, from the select committee to which was referred the bill entitled "An act to incorporate the Schenectady savings bank," with the amendments of the Senate made thereto, reported:

[See Document No. 390.]

*Thereupon,*

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to amend the amendments of the Senate, as recommended by the select committee, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. Robertson
Mr. Anthony	Mr. Grinnell	Mr. O. Robinson
Mr. Archibald	Mr. Groom	Mr. J. P. Robinson
Mr. Arnold	Mr. Haight	Mr. Ruggles
Mr. Bagley	Mr. Harris	Mr. Schermerhorn
Mr. Bartle	Mr. Healy	Mr. Shays
Mr. Beardslee	Mr. Hough	Mr. Speaker
Mr. Bockoven	Mr. Hunt	Mr. Staats
Mr. Bogardus	Mr. Ingalls	Mr. Stafford
Mr. Bostwick	Mr. Jackson	Mr. Stevenson
Mr. Bowne	Mr. Jones	Mr. Stone
Mr. Brown	Mr. Kernan	Mr. Strong
Mr. Bull	Mr. Kingman	Mr. Sumner
Mr. Cargill	Mr. Le Fever	Mr. Temple
Mr. Cash	Mr. Lewis	Mr. Terry
Mr. Church	Mr. Livingston	Mr. Thomson
Mr. Clark	Mr. Mabbett	Mr. Titus

Mr. Clary	Mr. Marvin	Mr. Todd
Mr. Coe	Mr. M'Keon	Mr. Wheaton
Mr. Conklin	Mr. M'Knight	Mr. Wheeler
Mr. Collin	Mr. Mersereau	Mr. Whipple
Mr. Crosby	Mr. Mitchell	Mr. Willes
Mr. Culver	Mr. Morehouse	Mr. Williams
Mr. Cuykendall	Mr. Morrell	Mr. Winfield
Mr. Dana	Mr. Myers	Mr. Wood
Mr. Drake	Mr. I. S. Parker	Mr. Wright
Mr. Dusenbury	Mr. J. H. Parker	Mr. Yates
Mr. Dyer	Mr. Parkhurst	Mr. Younglove
Mr. Emmons	Mr. Patterson	Mr. Young
Mr. Enos	Mr. Phelps	

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Those who voted in the negative are

Mr. Grover

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Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, as amended by the House, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 86 }  
{ NAYS 05 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. Schermerhorn
Mr. Angel	Mr. Grinnell	Mr. Smith
Mr. Anthony	Mr. Groom	Mr. Speaker
Mr. Archibald	Mr. Grover	Mr. Staats
Mr. Arnold	Mr. Harris	Mr. Stafford
Mr. Bagley	Mr. Healy	Mr. Stevenson
Mr. Beardslee	Mr. Hough	Mr. Stone
Mr. Bockoven	Mr. Hunt	Mr. Strong
Mr. Bogardus	Mr. Ingalls	Mr. Sumner
Mr. Bostwick	Mr. Johnson	Mr. Temple
Mr. Brown	Mr. Kernan	Mr. Terry
Mr. Bull	Mr. Kingman	Mr. Thomson
Mr. Cargill	Mr. Le Fever	Mr. Titus
Mr. Cash	Mr. Livingston	Mr. Todd
Mr. Church	Mr. Mabbett	Mr. Wait
Mr. Clark	Mr. Marvin	Mr. Ward
Mr. Clary	Mr. M'Keon	Mr. West
Mr. Coe	Mr. M'Knight	Mr. Wheaton
Mr. Conklin	Mr. Mersereau	Mr. Wheeler
Mr. Collin	Mr. Mitchell	Mr. Whipple
Mr. Crosby	Mr. Morehouse	Mr. Willes
Mr. Culver	Mr. Morrell	Mr. Williams

Mr. Cuykendall	Mr. Myers	Mr. Winfield
Mr. Degrauw	Mr. A. J. Parker	Mr. Wood
Mr. Dusenbury	Mr. I. S. Parker	Mr. Wright
Mr. Dyer	Mr. J. H. Parker	Mr. Yates
Mr. Ellithorp	Mr. Parkhurst	Mr. Younglove
Mr. Emmons	Mr. J. P. Robinson	Mr. Young
Mr. Enos	Mr. Ruggles	

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Those who voted in the negative are

Mr. Bartle	Mr. Jackson	Mr. O. Robinson
Mr. Bowne	Mr. Lewis	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, with an amendment thereto therewith delivered, and have amended the said bill accordingly.

Mr. Bowne, from the select committee to which was referred the bill entitled "An act to incorporate the Bowery savings bank," with the amendments of the Senate thereto, reported, that the committee had agreed to concur with the Senate in the said amendments.

Thereupon,

Mr. Myers made a motion that the House should agree to amend the said amendments of the Senate to the said bill.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Myers, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 92 }  
{ NAYS 03 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Grover	Mr. Ruggles
Mr. Arnold	Mr. Guinnip	Mr. Schermerhorn
Mr. Bartle	Mr. Haight	Mr. Shays
Mr. Bockoven	Mr. Harris	Mr. Smith
Mr. Bogardus	Mr. Hasbrouck	Mr. Spafard
Mr. Bowne	Mr. Healy	Mr. Speaker
Mr. Brown	Mr. Herttell	Mr. Staats
Mr. Bull	Mr. Hough	Mr. Stafford
Mr. Butrick	Mr. Hunt	Mr. Stevenson
Mr. Cargill	Mr. Ingalls	Mr. Stone
Mr. Case	Mr. Jackson	Mr. Strong
Mr. Chamberlin	Mr. Kernan	Mr. Sumner
Mr. Church	Mr. Kingman	Mr. Temple
Mr. Clark	Mr. Le Fever	Mr. Terry
Mr. Clary	Mr. Lewis	Mr. Thomson
Mr. Coe	Mr. Livingston	Mr. Titus
Mr. Conklin	Mr. Mabbett	Mr. Todd

Mr. Collin	Mr. Marvin	Mr. Wait
Mr. Crosby	Mr. M'Keon	Mr. Ward
Mr. Cuykendall	Mr. M'Knight	Mr. West
Mr. Dana	Mr. Mersereau	Mr. Wheaton
Mr. Drake	Mr. Mitchell	Mr. Whipple
Mr. Dusenbury	Mr. Morehouse	Mr. Willes
Mr. Dyer	Mr. Morrell	Mr. Williams
Mr. Ellithorp	Mr. Myers	Mr. Winfield
Mr. Emmons	Mr. A. J. Parker	Mr. Wood
Mr. Enos	Mr. I. S. Parker	Mr. Wright
Mr. Fleming	Mr. J. H. Parker	Mr. Yates
Mr. Gordon	Mr. Parkhurst	Mr. Younglove
Mr. Grinnell	Mr. Phelps	Mr. Young
Mr. Groom	Mr. J. P. Robinson	

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Those who voted in the negative are,

Mr. Bagley	Mr. Johnson	Mr. O. Robinson	3
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Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, as amended by the House, excepting the amendment to the thirteenth section thereof, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	67	}
{	NAYS	28	}

Those who voted in the affirmative are

Mr. Anthony	Mr. Fowler	Mr. Phelps
Mr. Archibald	Mr. Gordon	Mr. Robertson
Mr. Bartle	Mr. Grinnell	Mr. J. P. Robinson
Mr. Beardslee	Mr. Groom	Mr. Schermerhorn
Mr. Bockoven	Mr. Grover	Mr. Shays
Mr. Bogardus	Mr. Haight	Mr. Speaker
Mr. Bostwick	Mr. Harris	Mr. Stafford
Mr. Bull	Mr. Herttell	Mr. Stevenson
Mr. Cargill	Mr. Hough	Mr. Stone
Mr. Chamberlin	Mr. Hunt	Mr. Strong
Mr. Church	Mr. Ingalls	Mr. Terry
Mr. Clark	Mr. Jones	Mr. Titus
Mr. Clary	Mr. Kingman	Mr. Todd
Mr. Coe	Mr. Le Fever	Mr. Wait
Mr. Conklin	Mr. Livingston	Mr. Wheaton
Mr. Collin	Mr. M'Keon	Mr. Wheeler
Mr. Culver	Mr. Mersereau	Mr. Willes
Mr. Dana	Mr. Mitchell	Mr. Winfield
Mr. Degrauw	Mr. Morehouse	Mr. Wright
Mr. Dyer	Mr. Morrell	Mr. Yates

Mr. Ellithorp  
Mr. Emmons  
Mr. Enos

Mr. Myers  
Mr. Parkhurst

Mr. Younglove  
Mr. Young

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Those who voted in the negative are

Mr. Anderson  
Mr. Angel  
Mr. Arnold  
Mr. Bowne  
Mr. Butrick  
Mr. Case  
Mr. Crosby  
Mr. Cuykendall  
Mr. Hasbrouck

Mr. Healy  
Mr. Lewis  
Mr. Mabbett  
Mr. Marvin  
Mr. M'Knight  
Mr. J. H. Parker  
Mr. O. Robinson  
Mr. Ruggles  
Mr. Smith

Mr. Spafard  
Mr. Staats  
Mr. Temple  
Mr. Ward  
Mr. West  
Mr. Whipple  
Mr. Williams  
Mr. Wood

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Thereupon,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendment to the thirteenth section of the said bill, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ NAYS 67 }  
{ AYES 26 }

Those who voted in the negative are

Mr. Anderson  
Mr. Angel  
Mr. Anthony  
Mr. Arnold  
Mr. Bartle  
Mr. Beardslee  
Mr. Bostwick  
Mr. Bowne  
Mr. Brown  
Mr. Butrick  
Mr. Case  
Mr. Cash  
Mr. Chamberlin  
Mr. Church  
Mr. Clary  
Mr. Collin  
Mr. Crosby  
Mr. Culver  
Mr. Cuykendall  
Mr. Dana  
Mr. Dyer  
Mr. Ellithorp  
Mr. Emmons

Mr. Enos  
Mr. Fleming  
Mr. Grinnell  
Mr. Grover  
Mr. Hasbrouck  
Mr. Healy  
Mr. Hunt  
Mr. Ingalls  
Mr. Jackson  
Mr. Le Fever  
Mr. Lewis  
Mr. Livingston  
Mr. Mabbett  
Mr. Marvin  
Mr. M'Knight  
Mr. Mitchell  
Mr. Myers  
Mr. J. H. Parker  
Mr. Parkhurst  
Mr. Patterson  
Mr. Phelps  
Mr. Robertson

Mr. O. Robinson  
Mr. J. P. Robinson  
Mr. Ruggles  
Mr. Shays  
Mr. Smith  
Mr. Spafard  
Mr. Speaker  
Mr. Staats  
Mr. Stevenson  
Mr. Strong  
Mr. Temple  
Mr. Terry  
Mr. Todd  
Mr. Wait  
Mr. West  
Mr. Whipple  
Mr. Williams  
Mr. Wood  
Mr. Wright  
Mr. Yates  
Mr. Younglove  
Mr. Young

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Those who voted in the affirmative are

Mr. Bogardus	Mr. Gordon	Mr. Morrell
Mr. Bull	Mr. Groom	Mr. Schermerhorn
Mr. Cargill	Mr. Haight	Mr. Stafford
Mr. Clark	Mr. Harris	Mr. Stone
Mr. Coe	Mr. Herttell	Mr. Titus
Mr. Conklin	Mr. Kingman	Mr. Ward
Mr. Degrauw	Mr. M'Keon	Mr. Wheaton
Mr. Dusenbury	Mr. Mersereau	Mr. Winfield
Mr. Fowler	Mr. Morehouse	

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*Ordered,* That the clerk return the said bill to the Senate, and inform them that this House do non-concur with them in their amendments thereto.

Mr. Beardslee, from the select committee to which was referred the bill entitled "An act concerning the State prisons," reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Dana, from the select committee to which was referred the bill entitled "An act for the relief of Enoch Crosby and others," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Strong, from the select committee to which was referred the bill entitled "An act to annex a part of the town of Onondaga to the town of Camillus in the county of Onondaga," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to revive and continue the charter of the Hibernian provident society of the city of New-York;" the engrossed bill entitled "An act to incorporate the American life insurance and trust company;" the engrossed bill entitled "An act authorizing the laying out of highways through orchards;" the engrossed bill entitled "An act to renew the charter of the Auburn and Owasco canal company;" the engrossed bill entitled "An act for the relief of Ephraim Bogardus;" the engrossed bill entitled "An act for the relief of Gertrude Gates;" the engrossed bill entitled "An act for the relief of John Wilson;" the engrossed bill entitled "An act to alter the name of the Farmers' fire insurance and loan company, and for other purposes;" the engrossed bill entitled "An act relative to taxing the property of rail-road companies;" the engrossed bill entitled "An act to divide the town of Jersey in the county of Steuben," and the engrossed bill entitled "An act to appoint com-

missioners to lay out a road from Skaneateles to Camillus in the county of Onondaga," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to amend the act entitled 'An act to incorporate the village of Syracuse,' and the act amending the same."

Also the bill entitled "An act to incorporate the president, directors and stockholders of the Dover iron company."

Also the bill entitled "An act concerning the New-York society for promoting the manumission of slaves, and protecting such of them as have been or may be liberated."

W. L. MARCY.

*Albany, April 22, 1834.*

A copy of a resolution of the Senate was received and read, informing that they have concurred with this House in its resolution of the twenty-second instant, directing the Canal Commissioners to make a particular survey and examination of the inlet of the Cayuga lake, and for other purposes.

The Senate sent for concurrence, a bill entitled "An act to incorporate the Highland bank;" a bill entitled "An act to incorporate the Farmers' and Manufacturers' bank;" a bill entitled "An act to amend an act to incorporate the Long Island insurance company, passed April 26th, 1833;" and a bill entitled "An act concerning the connection of the Atlantic navigation of the State."

The said bills were severally read the first time, and by unanimous consent were also read a second time, and the bill entitled "An act to incorporate the Highland bank," was referred to the committee on the incorporation and alteration of the charters of banking and insurance companies; the bill entitled "An act to incorporate the Farmers' and Manufacturers' bank," was referred to the committee on the incorporation and alteration of the charters of banking and insurance companies; the bill entitled "An act to amend an act to incorporate the Long Island insurance company, passed April 26th, 1833," was referred to the committee on the incorporation and alteration of the charters of banking and insurance companies; and the bill entitled "An act concerning the connection of the Atlantic navigation of the State," was referred to the committee on canals and internal improvements, severally to consider and report thereon.

Four several messages from the Senate were read, informing that they have passed the bill entitled "An act to amend the act entitled 'An act to incorporate the village of Sherburne;'" the bill entitled "An act to amend the charter of the Bainbridge central bridge company;" the bill entitled "An act to amend the act en-

titled 'An act to incorporate the East river fire insurance company of the city of New-York,' passed April 24th, 1833;" and the bill entitled "An act to incorporate the Clyde high school," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

The Senate returned the bill entitled "An act in addition to the several acts relative to the Capitol, and the grounds connected therewith;" the bill entitled "An act to incorporate the Genesee river steam-boat association;" the bill entitled "An act authorising David Mersereau to erect a dam across the Susquehannah river;" the bill entitled "An act to incorporate the East creek turnpike company;" the bill entitled "An act to incorporate the village of Alexander in the county of Genesee," and the bill entitled "An act to remove certain restrictions contained in a grant of land from the people of this State to Abraham Varick."

*Ordered*, That the clerk deliver the said bills to the Governor.

A message from the Senate was read, informing that they have rejected the bill entitled "An act for the relief of William Buell."

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the president, directors and company of the Commercial bank of Buffalo," with the amendments therewith delivered.

Thereupon,

Mr. Staats made a motion that the House should agree to refer the said amendments to the committee on the incorporation and alteration of the charters of banking and insurance companies.

Debates were had thereon; and while the same was under consideration, Mr. O. Robinson moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Thereupon,

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 101 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Angel	Mr. Gordon	Mr. Phelps
Mr. Anthony	Mr. Grinnell	Mr. Robertson
Mr. Archibald	Mr. Groom	Mr. O. Robinson
Mr. Bagley	Mr. Grover	Mr. J. P. Robinson
Mr. Barnes	Mr. Haight	Mr. Ruggles
Mr. Bartle	Mr. Harris	Mr. Schermerhorn
Mr. Beardslee	Mr. Hasbrouck	Mr. Shays
Mr. Bockoven	Mr. Healy	Mr. Smith



Mr. Bogardus	Mr. Herttell	Mr. Spafard
Mr. Bostwick	Mr. Hough	Mr. Speaker
Mr. Bowne	Mr. Hunt	Mr. Staats
Mr. Brown	Mr. Ingalls	Mr. Stafford
Mr. Bull	Mr. Jackson	Mr. Stevenson
Mr. Butrick	Mr. Johnson	Mr. Stone
Mr. Cargill	Mr. Jones	Mr. Strong
Mr. Case	Mr. Kernan	Mr. Sumner
Mr. Cash	Mr. Kingman	Mr. Temple
Mr. Church	Mr. Le Fever	Mr. Terry
Mr. Clark	Mr. Lewis	Mr. Thomson
Mr. Clary	Mr. Livingston	Mr. Titus
Mr. Coe	Mr. Lockwood	Mr. Todd
Mr. Conklin	Mr. Mabbett	Mr. Wait
Mr. Collin	Mr. Marvin	Mr. Ward
Mr. Crosby	Mr. M'Keon	Mr. Wheaton
Mr. Culver	Mr. M'Knight	Mr. Wheeler
Mr. Cuykendall	Mr. Mersereau	Mr. Whipple
Mr. Dana	Mr. Mitchell	Mr. Willes
Mr. Degrauw	Mr. Morehouse	Mr. Williams
Mr. Dusenbury	Mr. Morrell	Mr. Winfield
Mr. Dyer	Mr. Myers	Mr. Wood
Mr. Ellithorp	Mr. A. J. Parker	Mr. Wright
Mr. Emmons	Mr. I. S. Parker	Mr. Younglove
Mr. Enos	Mr. J. H. Parker	Mr. Young
Mr. Fowler	Mr. Patterson	

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Those who voted in the negative are

Mr. Parkhurst

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to prevent injury being done to any rail-road within this State, and to insure the safety of passengers upon the same," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

And then the House adjourned till four o'clock this afternoon.

## FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of James F. Bradt;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Enos, from the said committee, reported, that the committee had disagreed to the first section and the enacting clause of the said bill; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

The House then resolved itself into a committee of the whole, on the bill entitled "An act in relation to costs in certain cases;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Enos, from the said committee, reported, that the committee had disagreed to the first section and the enacting clause of the said bill; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read.

Thereupon,

Mr. McKeon made a motion that the House should agree to amend the report of the committee of the whole, by the restoring the first section and the enacting clause of the said bill.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. McKeon, and it was determined in the negative.

{ NAYS 66 }  
{ AYES 19 }

The ayes and noes being required by ten members,

Those who voted in the negative are

Mr. Anderson	Mr. Dusenbury	Mr. Phelps
Mr. Angel	Mr. Dyer	Mr. O. Robinson
Mr. Anthony	Mr. Ellithorp	Mr. J. P. Robinson
Mr. Archibald	Mr. Enos	Mr. Ruggles
Mr. Arnold	Mr. Groom	Mr. Shays
Mr. Barnes	Mr. Grover	Mr. Smith
Mr. Bartle	Mr. Haight	Mr. Spafard
Mr. Bockoven	Mr. Hasbrouck	Mr. Speaker
Mr. Bogardus	Mr. Healy	Mr. Staats
Mr. Bowne	Mr. Hough	Mr. Strong
Mr. Brown	Mr. Hunt	Mr. Terry
Mr. Cargill	Mr. Jackson	Mr. Thomson
Mr. Cash	Mr. Johnson	Mr. Titus
Mr. Chamberlin	Mr. Jones	Mr. West
Mr. Church	Mr. Lewis	Mr. Wheeler

Mr. Clark	Mr. Livingston	Mr. Whipple	
Mr. Coe	Mr. Marvin	Mr. Williams	
Mr. Crosby	Mr. Mitchell	Mr. Winfield	
Mr. Culver	Mr. Morehouse	Mr. Wood	
Mr. Cuykendall	Mr. Morrell	Mr. Wright	
Mr. Dana	Mr. Myers	Mr. Yates	
Mr. Degrau	Mr. A. J. Parker	Mr. Younglove	66

Those who voted in the affirmative are

Mr. Beardslee	Mr. Herttell	Mr. Parkhurst
Mr. Bull	Mr. Ingalls	Mr. Robertson
Mr. Case	Mr. Kingman	Mr. Stevenson
Mr. Clary	Mr. M'Keon	Mr. Todd
Mr. Collin	Mr. M'Knight	Mr. Wait
Mr. Fleming	Mr. I. S. Parker	Mr. Young
Mr. Gordon		

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Mr. Speaker put the question whether the House would agree with the committee of the whole in their report, and it was determined in the affirmative.

The House then resolved itself into a committee of the whole, on the bill entitled "An act authorising the canal commissioners to grant to Jefferson Bartlett the use of the surplus water of the Chemung canal, for hydraulic purposes;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Enos, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend article sixth of title first of chapter fifth of part second of the Revised Statutes;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Marvin, from the said committee, reported, that the committee had disagreed to the first section and the enacting clause of the said bill; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Timothy Eddy;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Marvin, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act relative to a highway in the town of Collins;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Marvin, from the said committee, reported, that the committee had gone through the said bill, and

agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Rochester and Buffalo rail-road company;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Degrauw, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Springfield and Fort-Plain turnpike road company;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Degrauw, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. Haight, Mr. Temple and Mr. Spafard, with instructions to report the same complete.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend chapter eighth, part third, title fifteenth, section third of the Revised Statutes, relating to the foreclosure of mortgages by advertisement;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Degrauw, from the said committee, reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Henry N. Van Patten," and the bill entitled "An act to incorporate the Greene county insurance company;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Ruggles, from the said committee, reported progress, and asked for and obtained leave to sit again.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Joseph E. Smith and others;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Ruggles, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said report be laid upon the table.

And then the House adjourned until ten o'clock to-morrow morning.

THURSDAY, APRIL 24, 1834.

The House met pursuant to adjournment.

The petition of Henry Sill of the county of Otsego, praying for an alteration of the law relative to attachments, was read, and referred to the committee on the judiciary.

The memorial of the mayor, aldermen and commonalty of the city of New-York, praying for the passage of an act relative to the opening of Amos-street from Greenwich-lane to the sixth avenue in said city, was read, and referred to a select committee, consisting of the members attending this House from the city of New-York.

The remonstrance of sundry inhabitants of the county of Genesee, against any amendment of the law subjecting the debts of non-residents to taxation, was read, and committed to the committee of the whole when on the bill to which it relates.

Mr. Stevenson, from the committee on canals and internal improvements, to which was referred the engrossed bill from the Senate, entitled "An act concerning the connection of the Atlantic navigation with the internal navigation of the State," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the engrossed bill from the Senate, entitled "An act to amend an act to incorporate the Long Island insurance company, passed April 26th, 1833," reported, that the committee have examined the said bill, and are of opinion that the same ought not to be passed into a law.

*Ordered,* That the said bill be committed to a committee of the whole house.

Mr. Morris, from the committee on the incorporation and alteration of the charters of banking and insurance companies, to which was referred the engrossed bill from the Senate, entitled "An act to incorporate the Highland bank," and the engrossed bill from the Senate, entitled "An act to incorporate the Farmers' and Manufacturers' bank," reported, that the committee have examined the said bills, and see no reason why the same should not be severally passed into laws, and recommend that the said bills be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An

act to incorporate the Genesee Wesleyan seminary;" the engrossed bill entitled "An act to provide for deficiencies in the revenue of the Crooked lake canal, and to confirm certain acts of the commissioners of the canal fund in relation thereto;" the engrossed bill entitled "An act authorising the building of a bridge over the middle branch of the Hudson river, between the towns of Athol and Warrensburgh;" the engrossed bill entitled "An act in relation to the canal fences on the line of the Champlain canal;" the engrossed bill entitled "An act to amend an act entitled 'An act to incorporate the village of Skaneateles in the county of Onondaga,' passed April 19th, 1833;" the engrossed bill entitled "An act to appoint commissioners to lay out a road from the village of Fort-Plain in the county of Montgomery, to Richfield in the county of Otsego;" the engrossed bill entitled "An act authorising the trustees of the village of Catskill to borrow money, to be expended in providing a supply of water for the extinguishing of fires in said village;" the engrossed bill entitled "An act for the relief of Joseph Clary and Job Bestow;" the engrossed bill entitled "An act requiring the board of supervisors of the county of Chenango to raise money to build a bridge across the Chenango river in the town of Greene;" the engrossed bill entitled "An act for the relief of Timothy Eddy;" the engrossed bill entitled "An act to amend chapter eighth, part third, title fifteenth, section third of the Revised Statutes, relating to the foreclosure of mortgages by advertisement;" the engrossed bill entitled "An act to amend article third, title first of chapter sixth of part second of the Revised Statutes;" the engrossed bill entitled "An act for the relief of Enoch Crosby and others;" the engrossed bill entitled "An act relative to the arsenal in the city of New-York;" the engrossed bill entitled "An act relative to a highway in the town of Collins;" the engrossed bill entitled "An act concerning the State prisons;" the engrossed bill entitled "An act to annex a part of the town of Onondaga to the town of Camillus in the county of Onondaga;" and the engrossed bill entitled "An act to amend article second, title fifth, chapter sixth, part third of the Revised Statutes, entitled 'Of executions against property,'" and find the said bills severally correctly engrossed.

*Ordered,* That the said bills be laid upon the table.

Mr. Cargill, from the committee on the incorporation of charitable and religious societies, to which was referred the petition of sundry inhabitants of the county of Genesee, praying that the name of the First Methodist Episcopal Society may be changed to that of the First Methodist Protestant Society, reported a bill, entitled "An act to change the name and style of the First Methodist episcopal society in the towns of Le Roy and Bergen;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Cargill made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Cargill, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Jeremiah Gillet, praying for damages alleged to have been sustained by the construction of the Crooked lake canal, reported the following resolution:

*Resolved*, That the prayer of the petitioner, Jeremiah Gillet, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Joseph Waggoner, praying remuneration for damages alleged to have been sustained in consequence of the construction of the Erie canal, reported the following resolution:

*Resolved*, That the prayer of the petitioner, Joseph Waggoner, ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Drake, from the select committee to which was referred the bill entitled "An act to amend the act entitled 'An act to incorporate the village of Waterloo in the county of Seneca,' passed April 9th, 1824," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to remove certain restrictions contained in a grant of land from the people of this State to Abraham Varick."

Also the bill entitled "An act to amend the act entitled 'An act to incorporate the East river fire insurance company of the city of New-York,' passed April 24th, 1833."

Also the bill entitled "An act in addition to the several acts relative to the Capitol, and the grounds connected therewith."

W. L. MARCY.

*Albany, April 24, 1834.*

The Senate sent for concurrence, a resolution, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That each of the incorporated banks within this State, report to the Legislature, on the first day of the next session, a statement of the amount of its bills put in circulation as money and outstanding on the first day of December next, of each of the denominations of one, two and three dollars.

*Ordered*, That the said resolution be laid upon the table.

The Senate sent for concurrence, a resolution, in the words following, to wit.

*Resolved*, (if the Assembly concur,) That his excellency the Go-

vernor be requested to open a correspondence with the Governor's of such States as he may deem proper, with a view to suppress in each, at the same time, the issue of bank bills of a denomination less than five dollars, and that he communicate on this subject to the next Legislature.

Debates were had upon the said resolution; and the question being put whether the House would agree to concur with the Senate in the said resolution, it was determined in the affirmative.

{ AYES 54 }  
{ NAYS 33 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. Myers
Mr. Anthony	Mr. Groom	Mr. Parkhurst
Mr. Arnold	Mr. Haight	Mr. Phelps
Mr. Bagley	Mr. Healy	Mr. O. Robinson
Mr. Beardslee	Mr. Herttell	Mr. Speaker
Mr. Bowne	Mr. Hough	Mr. Staats
Mr. Butrick	Mr. Hunt	Mr. Stevenson
Mr. Cargill	Mr. Jackson	Mr. Stone
Mr. Clary	Mr. Johnson	Mr. Terry
Mr. Conklin	Mr. Le Fever	Mr. Thomson
Mr. Crosby	Mr. Livingston	Mr. Titus
Mr. Drake	Mr. Mabbett	Mr. Todd
Mr. Dusenbury	Mr. Marvin	Mr. Wait
Mr. Dyer	Mr. M'Keon	Mr. West
Mr. Ellithorp	Mr. M'Knight	Mr. Willes
Mr. Emmons	Mr. Mersereau	Mr. Williams
Mr. Fowler	Mr. Mitchell	Mr. Winfield
Mr. Gordon	Mr. Morrell	Mr. Yates

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Those who voted in the negative are

Mr. Archibald	Mr. Germond	Mr. Spafard
Mr. Barnes	Mr. Grover	Mr. Stafford
Mr. Bartle	Mr. Harris	Mr. Strong
Mr. Bockoven	Mr. Ingalls	Mr. Sumner
Mr. Brasher	Mr. Jones	Mr. Temple
Mr. Brown	Mr. Kernan	Mr. Ward
Mr. Bull	Mr. Lewis	Mr. Wheaton
Mr. Church	Mr. Morehouse	Mr. Whipple
Mr. Coe	Mr. Nichols	Mr. Wood
Mr. Collin	Mr. I. S. Parker	Mr. Wright
Mr. Dana	Mr. J. H. Parker	Mr. Younglove
Mr. Enos	Mr. J. P. Robinson	Mr. Young
Mr. Fleming	Mr. Shays	

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*Ordered*, That the Clerk return the said resolution to the Senate, and inform them that this House have concurred with them therein.

The Senate returned the bill entitled "An act to incorporate the Mayville academy;" the bill entitled "An act to incorporate the Lockport and Niagara falls rail-road company;" the bill entitled "An act to incorporate the Preble high school;" the bill entitled "An act to incorporate the Long Island rail-road company;" the bill entitled "An act in addition to an act entitled 'An act authorising the board of supervisors of the county of St. Lawrence to levy a tax on the town of Oswegatchie, to be invested in an academy and lot, and for other purposes,' passed April 26th, 1833;" and the bill entitled "An act to incorporate the Holland patent academy."

*Ordered*, That the clerk deliver the said bills to the Governor.

Five several messages from the Senate were read, informing that they have passed the bill entitled "An act for the relief of certain taxable inhabitants of the village of Lansingburgh;" the bill entitled "An act authorising the supervisors of the county of Schenectady to raise a certain sum by tax;" the bill entitled "An act to authorise the supervisors of the county of Washington to raise money to build and repair bridges in the town of Argyle in said county;" the bill entitled "An act to explain the act entitled 'An act authorising the construction of a road from Port Kent in the county of Essex, to Hopkinton in the county of St. Lawrence, and making an appropriation therefor,' passed April 18th, 1829;" and the bill entitled "An act to widen Wooster-street from Sixth-street to Fourteenth-street in the city of New-York," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Manheim and Salisbury rail-road company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 98 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson  
Mr. Anthony  
Mr. Archibald  
Mr. Arnold  
Mr. Barnes  
Mr. Bartle  
Mr. Beardslee

Mr. Enos  
Mr. Fleming  
Mr. Fowler  
Mr. Germond  
Mr. Grinnell  
Mr. Groom  
Mr. Grover

Mr. Nichols  
Mr. I. S. Parker  
Mr. Parkhurst  
Mr. Patterson  
Mr. Phelps  
Mr. Robertson  
Mr. O. Robinson

Mr. Bockoven	Mr. Haight	Mr. J. P. Robinson
Mr. Bogardus	Mr. Harris	Mr. Ruggles
Mr. Bostwick	Mr. Hasbrouck	Mr. Shays
Mr. Brasher	Mr. Healy	Mr. Spafard
Mr. Brown	Mr. Herttell	Mr. Speaker
Mr. Bull	Mr. Hough	Mr. Staats
Mr. Butrick	Mr. Ingalls	Mr. Stafford
Mr. Cargill	Mr. Jackson	Mr. Stevenson
Mr. Case	Mr. Johnson	Mr. Strong
Mr. Cash	Mr. Jones	Mr. Sumner
Mr. Chamberlin	Mr. Kernan	Mr. Temple
Mr. Church	Mr. Kingman	Mr. Terry
Mr. Clark	Mr. Le Fever	Mr. Thomson
Mr. Clary	Mr. Lewis	Mr. Titus
Mr. Coe	Mr. Livingston	Mr. Wait
Mr. Conklin	Mr. Lockwood	Mr. West
Mr. Collin	Mr. Mabbett	Mr. Wheaton
Mr. Crosby	Mr. Marvin	Mr. Wheeler
Mr. Cuykendall	Mr. M'Keon	Mr. Whipple
Mr. Dana	Mr. M'Knight	Mr. Williams
Mr. Degrauw	Mr. Mersereau	Mr. Winfield
Mr. Drake	Mr. Mitchell	Mr. Wood
Mr. Dusenbury	Mr. Morehouse	Mr. Yates
Mr. Dyer	Mr. Morrell	Mr. Younglove
Mr. Ellithorp	Mr. Morris	Mr. Young
Mr. Emmons	Mr. Myers	

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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to discontinue the west ten miles of the Bath and Lake Erie turnpike," with the amendments therewith delivered.

*Ordered*, That the said bill and amendments be laid upon the table.

A message from the Senate was read, informing that they have passed the bill entitled "An act authorising the appointment of an additional inspector of lumber for the city of Albany," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Plattekill turnpike road company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to

concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Enos	Mr. Morris
Mr. Anthony	Mr. Fowler	Mr. Myers
Mr. Arnold	Mr. Germond	Mr. Nichols
Mr. Barnes	Mr. Gordon	Mr. J. H. Parker
Mr. Bartle	Mr. Grinnell	Mr. Parkhurst
Mr. Bockoven	Mr. Groom	Mr. Patterson
Mr. Bogardus	Mr. Grover	Mr. Phelps
Mr. Bostwick	Mr. Haight	Mr. Robertson
Mr. Brasher	Mr. Harris	Mr. O. Robinson
Mr. Brown	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Bull	Mr. Healy	Mr. Spafard
Mr. Butrick	Mr. Herttell	Mr. Speaker
Mr. Cargill	Mr. Hone	Mr. Staats
Mr. Cash	Mr. Hough	Mr. Stafford
Mr. Chamberlin	Mr. Hunt	Mr. Stevenson
Mr. Church	Mr. Ingalls	Mr. Stone
Mr. Clark	Mr. Jackson	Mr. Strong
Mr. Clary	Mr. Johnson	Mr. Sumner
Mr. Coe	Mr. Kernan	Mr. Temple
Mr. Conklin	Mr. Kingman	Mr. Terry
Mr. Collin	Mr. Le Fever	Mr. Titus
Mr. Crosby	Mr. Lewis	Mr. Wait
Mr. Culver	Mr. Livingston	Mr. Ward
Mr. Cuykendall	Mr. Lockwood	Mr. West
Mr. Dana	Mr. Mabbett	Mr. Wheaton
Mr. Degrauw	Mr. Marvin	Mr. Whipple
Mr. Drake	Mr. M'Keon	Mr. Williams
Mr. Dusenbury	Mr. Mersereau	Mr. Wood
Mr. Dyer	Mr. Mitchell	Mr. Wright
Mr. Ellithorp	Mr. Morchouse	Mr. Younglove
Mr. Emmons	Mr. Morrell	Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

The engrossed bill from the Senate, entitled "An act to incorporate the Buffalo burial ground association," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 80 }  
{ NAYS 18 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Emmons	Mr. Patterson
Mr. Anthony	Mr. Enos	Mr. Phelps
Mr. Archibald	Mr. Germond	Mr. Robertson
Mr. Arnold	Mr. Grover	Mr. J. P. Robinson
Mr. Barnes	Mr. Haight	Mr. Ruggles
Mr. Bartle	Mr. Harris	Mr. Shays
Mr. Beardslee	Mr. Hasbrouck	Mr. Speaker
Mr. Bockoven	Mr. Herttell	Mr. Staats
Mr. Bostwick	Mr. Hone	Mr. Stafford
Mr. Brasher	Mr. Hough	Mr. Stevenson
Mr. Brown	Mr. Hunt	Mr. Strong
Mr. Bull	Mr. Ingalls	Mr. Sumner
Mr. Butrick	Mr. Jackson	Mr. Terry
Mr. Cargill	Mr. Johnson	Mr. Thomson
Mr. Chamberlin	Mr. Kernan	Mr. Titus
Mr. Church	Mr. Kingman	Mr. Todd
Mr. Clark	Mr. Le Fever	Mr. Wait
Mr. Clary	Mr. Lewis	Mr. Ward
Mr. Conklin	Mr. Livingston	Mr. West
Mr. Collin	Mr. M'Keon	Mr. Wheaton
Mr. Crosby	Mr. M'Knight	Mr. Wheeler
Mr. Culver	Mr. Mersereau	Mr. Williams
Mr. Dana	Mr. Mitchell	Mr. Winfield
Mr. Degrauw	Mr. Morris	Mr. Wood
Mr. Dusenbury	Mr. Nichols	Mr. Wright
Mr. Dyer	Mr. I. S. Parker	Mr. Yates
Mr. Ellithorp	Mr. Parkhurst	

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Those who voted in the negative are

Mr. Bogardus	Mr. Groom	Mr. Spafard
Mr. Bowne	Mr. Morehouse	Mr. Temple
Mr. Coe	Mr. Morrell	Mr. Whipple
Mr. Cuykendall	Mr. Myers	Mr. Younglove
Mr. Drake	Mr. O. Robinson	Mr. Young
Mr. Grinnell		

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have rejected the same.

The engrossed bill from the Senate, entitled "An act to provide for deepening the waters adjacent to the wharves, piers, docks, bulkheads and shores in the city of New-York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Groom	Mr. Phelps
Mr. Archibald	Mr. Haight	Mr. Robertson
Mr. Arnold	Mr. Hasbrouck	Mr. O. Robinson
Mr. Barnes	Mr. Healy	Mr. Ruggles
Mr. Bartle	Mr. Herttell	Mr. Shays
Mr. Beardslee	Mr. Hone	Mr. Smith
Mr. Bockoven	Mr. Hough	Mr. Spafard
Mr. Bogardus	Mr. Hunt	Mr. Speaker
Mr. Bostwick	Mr. Ingalls	Mr. Staats
Mr. Bowne	Mr. Jackson	Mr. Stafford
Mr. Brasher	Mr. Johnson	Mr. Stevenson
Mr. Bull	Mr. Jones	Mr. Strong
Mr. Butrick	Mr. Kernan	Mr. Sumner
Mr. Cargill	Mr. Kingman	Mr. Temple
Mr. Cash	Mr. Le Fever	Mr. Terry
Mr. Chamberlin	Mr. Lewis	Mr. Thomson
Mr. Church	Mr. Mabbett	Mr. Titus
Mr. Clark	Mr. Marvin	Mr. Ward
Mr. Clary	Mr. M'Keon	Mr. West
Mr. Coe	Mr. M'Knight	Mr. Wheaton
Mr. Conklin	Mr. Mitchell	Mr. Whipple
Mr. Collin	Mr. Morehouse	Mr. Willes
Mr. Crosby	Mr. Morrell	Mr. Williams
Mr. Cuykendall	Mr. Morris	Mr. Winfield
Mr. Dana	Mr. Myers	Mr. Wood
Mr. Dusenbury	Mr. Nichols	Mr. Wright
Mr. Dyer	Mr. I. S. Parker	Mr. Yates
Mr. Ellithorp	Mr. Parkhurst	Mr. Younglove
Mr. Emmons	Mr. Patterson	Mr. Young
Mr. Gordon		

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The engrossed bill from the Senate, entitled "An act confirming the official acts of Francis McCarty, a justice of the peace of the town of Martinsburgh," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

The engrossed bill from the Senate, entitled "An act in relation to the court of common pleas of the county of Albany," with the engrossed amendment, was read the third time.

*Resolved*, That the bill and amendment do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same, with the amendment therewith delivered.

The engrossed bill entitled "An act relative to taxing the property of rail-road companies," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to appoint commissioners to lay out a road from Fort-Plain in the county of Montgomery, to Richfield in the county of Otsego," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to divide the town of Jersey in the county of Steuben," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act directing the application of an appropriation heretofore made to aid in the erection of a church at the quarantine ground, Staten Island," was read the third time.

Thereupon,

*Ordered*, That the said bill be referred to the committee appointed in pursuance of the forty-seventh rule of this House, to consider and report thereon.

The engrossed bill entitled "An act for the relief of Ephraim Bogardus," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of Gertrude Gates," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

On motion of Mr. Staats,

*Resolved*, That the bill entitled "An act to provide for the improvement of the canals of this State," be the order of the day for this afternoon.

On motion of Mr. Wright,

*Resolved*, That the committee of the whole be discharged from the consideration of the bill authorising Joseph Russell and John E. Norman to build a dam across Schroon river, and that the same be referred to a select committee to report complete.

*Ordered*, That Mr. Wright, Mr. Archibald and Mr. Stevenson, be the said committee.

On motion of Mr. A. J. Parker,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to provide for the investment of the moneys which shall from time to time be paid into the treasury on account of the capital of the common school and literature funds, and for regulating the specific funds of the State," and that the same be referred to a select committee to report complete.

*Ordered*, That Mr. A. J. Parker, Mr. Haight and Mr. Anderson, be the said committee.

The House then proceeded to the consideration of the resolution of the Senate of the ninth instant; the same was again read, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That the Legislature will

adjourn on the twenty-eighth day of April instant, at twelve o'clock at noon.

Debates were had thereon; and while the same was under consideration, Mr. Lockwood made a motion that the House should agree to adjourn.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Lockwood, and it was determined in the negative.

{ NAYS 63 }  
{ AYES 46 }

The ayes and noes being required by ten members,

Those who voted in the negative are

Mr. Angel	Mr. Gordon	Mr. Myers
Mr. Anthony	Mr. Groom	Mr. A. J. Parker
Mr. Arnold	Mr. Grover	Mr. Parkhurst
Mr. Barnes	Mr. Haight	Mr. Patterson
Mr. Bartle	Mr. Harris	Mr. Phelps
Mr. Beardslee	Mr. Hasbrouck	Mr. Robertson
Mr. Brown	Mr. Healy	Mr. J. P. Robinson
Mr. Cargill	Mr. Herttell	Mr. Speaker
Mr. Case	Mr. Hone	Mr. Stafford
Mr. Cash	Mr. Hunt	Mr. Stevenson
Mr. Chamberlin	Mr. Ingalls	Mr. Strong
Mr. Church	Mr. Jackson	Mr. Sumner
Mr. Coe	Mr. Johnson	Mr. Terry
Mr. Crosby	Mr. Le Fever	Mr. Titus
Mr. Degrauw	Mr. Livingston	Mr. Ward
Mr. Dusenbury	Mr. Mabbett	Mr. Wheeler
Mr. Dyer	Mr. M'Keon	Mr. Whipple
Mr. Ellithorp	Mr. Mersereau	Mr. Winfield
Mr. Emmons	Mr. Mitchell	Mr. Yates
Mr. Enos	Mr. Morehouse	Mr. Younglove
Mr. Fleming	Mr. Morrell	Mr. Young

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Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. Ruggles
Mr. Archibald	Mr. Grinnell	Mr. Shays
Mr. Bagley	Mr. Hough	Mr. Smith
Mr. Bockoven	Mr. Jones	Mr. Spafard
Mr. Bogardus	Mr. Kernan	Mr. Staats
Mr. Bostwick	Mr. Kingman	Mr. Stone
Mr. Bowne	Mr. Lewis	Mr. Temple
Mr. Bull	Mr. Lockwood	Mr. Thomson
Mr. Butrick	Mr. Marvin	Mr. Todd
Mr. Clark	Mr. M'Knight	Mr. Wait
Mr. Clary	Mr. Morris	Mr. West

Mr. Conklin  
Mr. Collin  
Mr. Culver  
Mr. Cuykendall  
Mr. Dana

Mr. Nichols  
Mr. I. S. Parker  
Mr. J. H. Parker  
Mr. O. Robinson

Mr. Wheaton  
Mr. Willes  
Mr. Williams  
Mr. Wright

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Thereupon,

Mr. Barnes made a motion that the House should agree to amend the said resolution, by striking out the words "twenty-eighth day of April instant," and inserting in lieu thereof the words "twelfth day of May next."

Thereupon,

The question being divided, and the words "the twenty-eighth day of April instant," being stricken out, Mr. Speaker put the question whether the House would agree to insert the words "the twelfth day of May next," and it was determined in the negative.

{ NAYS 99 }  
{ AYES 04 }

The ayes and nays being required by ten members,

Those who voted in the negative are

Mr. Anderson  
Mr. Angel  
Mr. Anthony  
Mr. Archibald  
Mr. Arnold  
Mr. Bartle  
Mr. Bogardus  
Mr. Bowne  
Mr. Brown  
Mr. Butrick  
Mr. Cargill  
Mr. Case  
Mr. Chamberlin  
Mr. Church  
Mr. Clark  
Mr. Clary  
Mr. Coe  
Mr. Conklin  
Mr. Collin  
Mr. Crosby  
Mr. Culver  
Mr. Cuykendall  
Mr. Dana  
Mr. Degrauw  
Mr. Dusenbury  
Mr. Dyer  
Mr. Emmons

Mr. Grover  
Mr. Haight  
Mr. Harris  
Mr. Healy  
Mr. Herttell  
Mr. Hone  
Mr. Hough  
Mr. Hunt  
Mr. Ingalls  
Mr. Jackson  
Mr. Johnson  
Mr. Jones  
Mr. Kernan  
Mr. Kingman  
Mr. Le Fever  
Mr. Lewis  
Mr. Livingston  
Mr. Lockwood  
Mr. Mabbett  
Mr. Marvin  
Mr. M'Keon  
Mr. M'Knight  
Mr. Mersereau  
Mr. Mitchell  
Mr. Morehouse  
Mr. Morrell  
Mr. Morris

Mr. Patterson  
Mr. Phelps  
Mr. Robertson  
Mr. O. Robinson  
Mr. J. P. Robinson  
Mr. Ruggles  
Mr. Shays  
Mr. Smith  
Mr. Spafard  
Mr. Speaker  
Mr. Stafford  
Mr. Stevenson  
Mr. Stone  
Mr. Sumner  
Mr. Temple  
Mr. Terry  
Mr. Thomson  
Mr. Titus  
Mr. Todd  
Mr. Wait  
Mr. Ward  
Mr. West  
Mr. Wheaton  
Mr. Wheeler  
Mr. Whipple  
Mr. Willes  
Mr. Williams



Mr. Enos	Mr. Myers	Mr. Winfield	
Mr. Fleming	Mr. Nichols	Mr. Wood	
Mr. Germond	Mr. A. J. Parker	Mr. Wright	
Mr. Gordon	Mr. I. S. Parker	Mr. Yates	
Mr. Grinnell	Mr. J. H. Parker	Mr. Younglove	
Mr. Groom	Mr. Parkhurst	Mr. Young	99

Those who voted in the affirmative are

Mr. Barnes	Mr. Bull	Mr. Staats
Mr. Beardslee		

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Thereupon,

The said resolution having been amended, by filling the blank thereof with the words "sixth day of May next;"

*Ordered*, That the Clerk return the said resolution to the Senate, and inform them that this House have concurred with them therein, with the amendment thereto therewith delivered.

And then the House adjourned till four o'clock this afternoon.

#### FOUR O'CLOCK P. M.



The House met pursuant to adjournment.

A communication from James McKown was received and read, in the words following, to wit:

*Albany, April 24, 1834.*

SIR,

I have the honor to acknowledge the receipt of copies of resolutions of the Senate and Assembly, appointing me a Regent of the University of this State. Be pleased to communicate to the Assembly my acceptance of the office.

I am, sir,

Yours, very respectfully,

JAMES MCKOWN.

To the Hon. WILLIAM BAKER,  
*Speaker of the Assembly.*

A copy of a resolution of the Senate was received and read, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That a committee of conference be appointed on the subject matter of difference between the two houses, on the bill entitled "An act in aid of the Central asylum for the deaf and dumb," and also on the bill entitled "An act in aid of the New-York institution for the blind;" and in case of concurrence, that Mr. Edmonds, Mr. Tracy and Mr. Livingston, be of said committee on the part of the Senate.

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Thereupon,

*Resolved*, That this House do concur with the Senate in their said resolution; and that Mr. Haight, Mr. Herttell and Mr. Grinnell, be of the said committee on the part of this House.

*Ordered*, That the Clerk deliver a copy of the preceding resolution of concurrence to the Senate.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act for the improvement of the canals of this State;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. McKnight, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.

## FRIDAY, APRIL 25, 1834.

The House met pursuant to adjournment.

Mr. Angel, from the committee on the establishment and improvement of roads and bridges, and the incorporation of turnpike companies, to which was referred the petition of sundry inhabitants of the towns of Union and Vestal in the county of Broome, praying for the revival of an act incorporating the Union and Vestal Bridge Company, and for other purposes, reported a bill, entitled "An act to amend the act to incorporate the Union and Vestal bridge company, passed April 22d, 1831;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Angel made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Angel, and it was determined in the affirmative.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of Henry Sill of the county of Otsego, reported; and offered the following resolution:

[See Document No. 391.]

*Resolved*, That the prayer of the petitioner ought not to be granted.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

Mr. Haight, from the committee on the judiciary, to which was referred the petition of sundry inhabitants of the city and county

of New-York, praying for an alteration of the law relative to the examination of witnesses under a judge's order, reported, that in the opinion of the committee, the prayer of the petition ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Haight, from the committee appointed in pursuance of the forty-seventh rule of this House, to which was referred the engrossed bill from the Senate, entitled "An act directing the application of an appropriation heretofore made to aid in the erection of a church at the quarantine ground, Staten Island," reported the following resolution:

*Resolved*, That it be respectfully submitted to the Honorable the Senate, whether the bill entitled "An act directing the application of an appropriation heretofore made to aid in the erection of a church at the quarantine ground, Staten Island," does not require the concurrence of two-thirds of the members elected to the Legislature to pass the same.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

*Ordered*, That the Clerk deliver a copy of the preceding resolution to the Senate.

Mr. Beardslee, from the committee on colleges, academies and common schools, to which was referred the petition of sundry inhabitants of the county of Otsego, praying for the passage of a law requiring security to be given by the commissioners of common schools, reported the following resolution:

*Resolved*, That the prayer of the petitioners ought not to be granted.

*Ordered*, That the said resolution be laid upon the table.

Mr. A. J. Parker, from the select committee to which was referred the bill entitled "An act to provide for the investment of the monies which shall from time to time be paid into the treasury on account of the capital of the common school and literature funds, and for regulating the specific funds of the State," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Wright, from the select committee to which was referred the bill entitled "An act authorising Joseph Russel and John E. Norman to construct and maintain a dam across the Schroon river, between the towns of Bolton and Chester in the county of Warren," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Spafard, from the select committee to which was referred the bill entitled "An act to incorporate the Springfield and Fort-Plain turnpike road company," reported, that the committee had gone

through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Spafard, from the select committee to which was referred the bill entitled "An act relative to the opening of Amos-street from Greenwich-lane to the Sixth avenue in the city of New-York," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

## TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to widen Wooster-street from Sixth-street to Fourteenth-street in the city of New-York."

Also the bill entitled "An act to authorise the supervisors of the county of Washington to raise money to build and repair bridges in the town of Argyle in said county."

Also the bill entitled "An act to explain the act entitled 'An act authorising the construction of a road from Port Kent in the county of Essex, to Hopkinton in the county of St. Lawrence, and making an appropriation therefor,' passed April 18th, 1829."

Also the bill entitled "An act to incorporate the Genesee river steam-boat association."

Also the bill entitled "An act to incorporate the Mayville academy."

Also the bill entitled "An act to incorporate the Lockport and Niagara falls rail-road company."

Also the bill entitled "An act for the relief of certain taxable inhabitants of the village of Lansingburgh."

Also the bill entitled "An act authorising the supervisors of the county of Schenectady to raise a certain sum by tax."

Also the bill entitled "An act in addition to an act entitled 'An act authorising the board of supervisors of the county of St. Lawrence to levy a tax on the town of Oswegatchie, to be invested in an academy and lot, and for other purposes,' passed April 26th, 1833."

Also the bill entitled "An act to amend the act entitled 'An act to incorporate the village of Sherburne.'"

Also the bill entitled "An act to amend the charter of the Bainbridge central bridge company."

Also the bill entitled "An act to incorporate the village of Alexander in the county of Genesee."

Also the bill entitled "An act to incorporate the Preble high school."

Also the bill entitled "An act to incorporate the Long Island rail-road company."

Also the bill entitled "An act to incorporate the Holland patent academy."

Also the bill entitled "An act to incorporate the East creek turnpike company."

Also the bill entitled "An act relative to the superior court of the city of New-York."

Also the bill entitled "An act authorising David Mersereau to erect a dam across the Susquehannah river."

Also the bill entitled "An act to incorporate the Clyde high school."

W. L. MARCY.

*Albany, April 24, 1834.*

A communication from the Commissioners of the Land-Office, was received and read, in the words following, to wit:

The Commissioners of the Land-Office, to whom was referred the petition of Justus Gay, in behalf of Mercy Shaw, submit the following report:

[See Document No. 393.]

*Ordered*, That the said report be referred to the committee on claims.

A copy of a resolution of the Senate was received and read, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That a committee of conference be appointed on the subject matter of difference between the two houses, on the bill entitled "An act to incorporate the Bowery savings bank;" and in case of concurrence, that Mr. Edmonds, Mr. Tracy and Mr. Livingston, be of the said committee on the part of the Senate.

Thereupon,

*Resolved*, That this House do concur with the Senate in their said resolution; and that Mr. Haight, Mr. Herttell and Mr. Grinnell, be of the said committee on the part of this House.

*Ordered*, That the Clerk deliver a copy of the preceding resolution of concurrence to the Senate.

The Senate returned the bill entitled "An act to incorporate the Commercial bank of Buffalo;" and the bill entitled "An act to prevent injury being done to any rail-road within this State, and to insure the safety of passengers upon the same."

*Ordered*, That the clerk deliver the said bills to the Governor.

The Senate sent for concurrence, a bill entitled "An act relative to certain water patents fronting on the Albany basin," and a bill entitled "An act to incorporate the village of Clarkville in the county of Madison."

The said bills were severally read the first time, and by unanimous consent were also read a second time.

Thereupon,

Mr. Enos made a motion that the House should agree to order the said bills severally to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Enos, and it was determined in the affirmative.

Five several messages from the Senate were read, informing that they have passed the bill entitled "An act to authorise the superintendents of the poor of the county of Chenango to sell part of their poor farm, and to purchase other lands;" the bill entitled "An act to revive the act entitled 'An act to incorporate the village of Perry in the county of Genesee;'" the bill entitled "An act for the relief of the trustees of the Middlebury academy;" the bill entitled "An act to annex a part of the town of Kirkland to the town of New-Hartford in the county of Oneida," and the bill entitled "An act to annex a part of the town of Cohocton to the town of Dansville in the county of Steuben," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the president, directors and company of the Commercial bank in the city of New-York," with the amendments therewith delivered, one of the said amendments being to alter the title to "An act to incorporate the Commercial bank in the city of New-York."

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 111 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. J. H. Parker
Mr. Angel	Mr. Grinnell	Mr. Patterson
Mr. Archibald	Mr. Groom	Mr. Phelps
Mr. Arnold	Mr. Grover	Mr. Ringgold
Mr. Bagley	Mr. Guinnip	Mr. Robertson
Mr. Bartle	Mr. Haight	Mr. O. Robinson
Mr. Beardslee	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Bockoven	Mr. Healy	Mr. Schermerhorn
Mr. Bogardus	Mr. Herttell	Mr. Sears
Mr. Bostwick	Mr. Hone	Mr. Shays
Mr. Bowne	Mr. Hough	Mr. Smith
Mr. Brasher	Mr. Humphrey	Mr. Snyder
Mr. Brown	Mr. Hunt	Mr. Spatard
Mr. Bull	Mr. Ingalls	Mr. Speaker
Mr. Butrick	Mr. Jackson	Mr. Staats
Mr. Cargill	Mr. Johnson	Mr. Stafford
Mr. Case	Mr. Jones	Mr. Stevenson
Mr. Cash	Mr. Kernan	Mr. Strong
Mr. Chamberlin	Mr. Kingman	Mr. Sumner
Mr. Church	Mr. Le Fever	Mr. Temple

Mr. Clary	Mr. Lewis	Mr. Terry
Mr. Coe	Mr. Livingston	Mr. Thomson
Mr. Conklin	Mr. Lockwood	Mr. Titus
Mr. Collin	Mr. Mabbett	Mr. Todd
Mr. Crosby	Mr. Marvin	Mr. Wait
Mr. Culver	Mr. M'Keon	Mr. West
Mr. Cuykendall	Mr. M'Knight	Mr. Wheaton
Mr. Dana	Mr. Mersereau	Mr. Wheeler
Mr. Degrauw	Mr. Mitchell	Mr. Whipple
Mr. Drake	Mr. Morehouse	Mr. Willes
Mr. Dusenbury	Mr. Morrell	Mr. Williams
Mr. Dyer	Mr. Morris	Mr. Winfield
Mr. Ellithorp	Mr. Myers	Mr. Wood
Mr. Emmons	Mr. Myrick	Mr. Wright
Mr. Enos	Mr. Nichols	Mr. Yates
Mr. Fowler	Mr. A. J. Parker	Mr. Younglove
Mr. Germond	Mr. I. S. Parker	Mr. Young

111

Those who voted in the negative are

Mr. Fleming

I

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the president, directors and company of the Sacket's-Harbor bank," with the amendments therewith delivered, one of the said amendments being to alter the title to "An act to incorporate the Sacket's-Harbor bank."

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 104 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Groom	Mr. Ringgold
Mr. Angel	Mr. Grover	Mr. Robertson
Mr. Archibald	Mr. Haight	Mr. O. Robinson
Mr. Arnold	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Bagley	Mr. Healy	Mr. Schermerhorn
Mr. Bartle	Mr. Herttell	Mr. Sears
Mr. Beardslee	Mr. Hone	Mr. Shays
Mr. Bockoven	Mr. Hough	Mr. Smith
Mr. Bostwick	Mr. Humphrey	Mr. Snyder

Mr. Bowne	Mr. Hunt	Mr. Spafard
Mr. Brasher	Mr. Ingalls	Mr. Speaker
Mr. Brown	Mr. Jackson	Mr. Staats
Mr. Butrick	Mr. Jones	Mr. Stafford
Mr. Cargill	Mr. Kernan	Mr. Stevenson
Mr. Case	Mr. Kingman	Mr. Stone
Mr. Cash	Mr. Le Fever	Mr. Strong
Mr. Chamberlin	Mr. Livingston	Mr. Sumner
Mr. Church	Mr. Lockwood	Mr. Terry
Mr. Clary	Mr. Mabbett	Mr. Thomson
Mr. Coe	Mr. Marvin	Mr. Titus
Mr. Conklin	Mr. M'Keon	Mr. Todd
Mr. Collin	Mr. M'Knight	Mr. Wait
Mr. Crosby	Mr. Mersereau	Mr. Ward
Mr. Culver	Mr. Mitchell	Mr. West
Mr. Cuykendall	Mr. Morehouse	Mr. Wheaton
Mr. Dana	Mr. Morrell	Mr. Wheeler
Mr. Degrauw	Mr. Morris	Mr. Whipple
Mr. Drake	Mr. Myers	Mr. Willes
Mr. Dusenbury	Mr. Myrick	Mr. Williams
Mr. Dyer	Mr. Nichols	Mr. Winfield
Mr. Ellithorp	Mr. A. J. Parker	Mr. Wood
Mr. Emmons	Mr. I. S. Parker	Mr. Yates
Mr. Fowler	Mr. J. H. Parker	Mr. Younglove
Mr. Germond	Mr. Patterson	Mr. Young
Mr. Gordon	Mr. Phelps	

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Those who voted in the negative are

Mr. Fleming

1

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Clinton liberal institute," with the amendment therewith delivered.

The said bill and amendment were read; and the amendment having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendment to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 101 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. J. H. Parker
Mr. Angel	Mr. Gordon	Mr. Patterson



Mr. Archibald	Mr. Groom	Mr. Phelps
Mr. Arnold	Mr. Grover	Mr. Ringgold
Mr. Barnes	Mr. Guinnip	Mr. Robertson
Mr. Bartle	Mr. Haight	Mr. O. Robinson
Mr. Beardslee	Mr. Harris	Mr. J. P. Robinson
Mr. Bockoven	Mr. Hasbrouck	Mr. Schermerhorn
Mr. Bostwick	Mr. Healy	Mr. Sears
Mr. Brown	Mr. Herttell	Mr. Shays
Mr. Bull	Mr. Hone	Mr. Smith
Mr. Butrick	Mr. Hough	Mr. Snyder
Mr. Cargill	Mr. Humphrey	Mr. Spafard
Mr. Case	Mr. Hunt	Mr. Speaker
Mr. Cash	Mr. Ingalls	Mr. Staats
Mr. Chamberlin	Mr. Jackson	Mr. Stafford
Mr. Church	Mr. Jones	Mr. Stevenson
Mr. Clark	Mr. Kernan	Mr. Stone
Mr. Clary	Mr. Le Fever	Mr. Strong
Mr. Coe	Mr. Livingston	Mr. Terry
Mr. Conklin	Mr. Lockwood	Mr. Titus
Mr. Collin	Mr. Mabbett	Mr. Todd
Mr. Crosby	Mr. M'Keon	Mr. Wait
Mr. Culver	Mr. M'Knight	Mr. Ward
Mr. Cuykendall	Mr. Mersereau	Mr. West
Mr. Dana	Mr. Mitchell	Mr. Wheaton
Mr. Degrauw	Mr. Morehouse	Mr. Wheeler
Mr. Dusenbury	Mr. Morrell	Mr. Whipple
Mr. Dyer	Mr. Morris	Mr. Willes
Mr. Ellithorp	Mr. Myers	Mr. Winfield
Mr. Emmons	Mr. Myrick	Mr. Wright
Mr. Enos	Mr. Nichols	Mr. Yates
Mr. Fleming	Mr. A. J. Parker	Mr. Younglove
Mr. Fowler	Mr. I. S. Parker	Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendment to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have concurred with this House in its amendment to the amendments of the Senate to the bill entitled "An act to incorporate the Schenectady savings bank," and have amended their said amendments accordingly.

The engrossed bill entitled "An act relative to the arsenal in the city of New-York," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act concerning the State prisons," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative.

{ AYES 86 }  
 { NAYS 16 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Anderson	Mr. Groom	Mr. Phelps
Mr. Angel	Mr. Grover	Mr. Ringgold
Mr. Bagley	Mr. Guinnip	Mr. Robertson
Mr. Beardslee	Mr. Haight	Mr. O. Robinson
Mr. Bockoven	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Bostwick	Mr. Healy	Mr. Ruggles
Mr. Bowne	Mr. Herttell	Mr. Schermerhorn
Mr. Brasher	Mr. Hone	Mr. Sears
Mr. Brown	Mr. Hough	Mr. Shays
Mr. Bull	Mr. Humphrey	Mr. Smith
Mr. Cargill	Mr. Ingalls	Mr. Speaker
Mr. Chamberlin	Mr. Jackson	Mr. Staats
Mr. Church	Mr. Kernan	Mr. Stafford
Mr. Clark	Mr. Le Fever	Mr. Stone
Mr. Clary	Mr. Livingston	Mr. Strong
Mr. Conklin	Mr. Mabbett	Mr. Sumner
Mr. Collin	Mr. Marvin	Mr. Thomson
Mr. Crosby	Mr. M'Keon	Mr. Titus
Mr. Culver	Mr. M'Knight	Mr. Todd
Mr. Cuykendall	Mr. Mersereau	Mr. Wait
Mr. Dana	Mr. Morehouse	Mr. West
Mr. Degrauw	Mr. Morrell	Mr. Wheaton
Mr. Drake	Mr. Morris	Mr. Wheeler
Mr. Dusenbury	Mr. Myers	Mr. Winfield
Mr. Dyer	Mr. Myrick	Mr. Wood
Mr. Ellithorp	Mr. Nichols	Mr. Wright
Mr. Emmons	Mr. A. J. Parker	Mr. Yates
Mr. Germond	Mr. I. S. Parker	Mr. Younglove
Mr. Gordon	Mr. J. H. Parker	

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Those who voted in the negative are

Mr. Arnold	Mr. Lockwood	Mr. Ward
Mr. Barnes	Mr. Patterson	Mr. Whipple
Mr. Butrick	Mr. Spafard	Mr. Willes
Mr. Coe	Mr. Stevenson	Mr. Williams
Mr. Fleming	Mr. Terry	Mr. Young
Mr. Johnson		

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to amend the act entitled 'An act to incorporate the village of

Waterloo in the county of Seneca,' passed April 9th, 1824;" the engrossed bill entitled "An act to change the name and style of the First Methodist episcopal society in the towns of Le Roy and Bergen," and the engrossed bill entitled "An act relating to brokers and stockjobbing," and find the said bills severally correctly engrossed.

*Ordered,* That the said bills be laid upon the table.

The engrossed bill from the Senate, entitled "An act to incorporate the Highland bank," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 110 }  
{ NAYS 04 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. Patterson
Mr. Angel	Mr. Gordon	Mr. Phelps
Mr. Anthony	Mr. Groom	Mr. Ringgold
Mr. Archibald	Mr. Grover	Mr. Robertson
Mr. Arnold	Mr. Guinnip	Mr. O. Robinson
Mr. Barnes	Mr. Haight	Mr. J. P. Robinson
Mr. Bartle	Mr. Hasbrouck	Mr. Ruggles
Mr. Beardslee	Mr. Healy	Mr. Schermerhorn
Mr. Bockoven	Mr. Herttell	Mr. Sears
Mr. Bogardus	Mr. Hone	Mr. Shays
Mr. Bostwick	Mr. Hough	Mr. Snyder
Mr. Bowne	Mr. Humphrey	Mr. Spafard
Mr. Brasher	Mr. Hunt	Mr. Speaker
Mr. Brown	Mr. Ingalls	Mr. Staats
Mr. Bull	Mr. Jackson	Mr. Stafford
Mr. Butrick	Mr. Jones	Mr. Stevenson
Mr. Cargill	Mr. Kernan	Mr. Stone
Mr. Case	Mr. Kingman	Mr. Strong
Mr. Cash	Mr. Le Fever	Mr. Sumner
Mr. Chamberlin	Mr. Lewis	Mr. Temple
Mr. Church	Mr. Livingston	Mr. Terry
Mr. Clark	Mr. Lockwood	Mr. Thomson
Mr. Clary	Mr. Mabbett	Mr. Titus
Mr. Conklin	Mr. Marvin	Mr. Todd
Mr. Collin	Mr. M'Keon	Mr. Wait
Mr. Crosby	Mr. M'Knight	Mr. Ward
Mr. Culver	Mr. Mersereau	Mr. West
Mr. Cuykendall	Mr. Mitchell	Mr. Wheaton
Mr. Dana	Mr. Morehouse	Mr. Wheeler
Mr. Degrauw	Mr. Morrell	Mr. Whipple
Mr. Drake	Mr. Morris	Mr. Williams
Mr. Dusenbury	Mr. Myers	Mr. Winfield

Mr. Dyer	Mr. Myrick	Mr. Wood
Mr. Ellithorp	Mr. Nichols	Mr. Wright
Mr. Emmons	Mr. A. J. Parker	Mr. Yates
Mr. Enos	Mr. I. S. Parker	Mr. Younglove
Mr. Fowler	Mr. J. H. Parker	

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Those who voted in the negative are

Mr. Bagley	Mr. Willes	Mr. Young
Mr. Coe		

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The engrossed bill from the Senate, entitled "An act to incorporate the Farmers' and Manufacturers' bank," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 111 }  
{ NAYS 03 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. J. H. Parker
Mr. Angel	Mr. Germond	Mr. Patterson
Mr. Anthony	Mr. Gordon	Mr. Phelps
Mr. Archibald	Mr. Groom	Mr. Ringgold
Mr. Arnold	Mr. Grover	Mr. Robertson
Mr. Bagley	Mr. Guinnip	Mr. O. Robinson
Mr. Barnes	Mr. Haight	Mr. J. P. Robinson
Mr. Bartle	Mr. Hasbrouck	Mr. Ruggles
Mr. Beardslee	Mr. Healy	Mr. Schermerhorn
Mr. Bockoven	Mr. Herttell	Mr. Sears
Mr. Bogardus	Mr. Hone	Mr. Shays
Mr. Bostwick	Mr. Hough	Mr. Smith
Mr. Bowne	Mr. Humphrey	Mr. Snyder
Mr. Brasher	Mr. Hunt	Mr. Spafard
Mr. Brown	Mr. Ingalls	Mr. Speaker
Mr. Bull	Mr. Jackson	Mr. Staats
Mr. Butrick	Mr. Jones	Mr. Stafford
Mr. Cargill	Mr. Kernan	Mr. Stevenson
Mr. Case	Mr. Kingman	Mr. Stone
Mr. Cash	Mr. Le Fever	Mr. Strong
Mr. Chamberlin	Mr. Lewis	Mr. Sumner
Mr. Church	Mr. Livingston	Mr. Terry
Mr. Clark	Mr. Lockwood	Mr. Thomson
Mr. Clary	Mr. Mabbett	Mr. Titus
Mr. Conklin	Mr. Marvin	Mr. Todd
Mr. Collin	Mr. M'Keon	Mr. Wait
Mr. Crosby	Mr. M'Knight	Mr. Ward

Mr. Culver	Mr. Mersereau	Mr. West
Mr. Cuykendall	Mr. Mitchell	Mr. Wheaton
Mr. Dana	Mr. Morehouse.	Mr. Wheeler
Mr. Degrauw	Mr. Morrell	Mr. Whipple
Mr. Drake	Mr. Morris	Mr. Williams
Mr. Dusenbury	Mr. Myers	Mr. Winfield
Mr. Dyer	Mr. Myrick	Mr. Wood
Mr. Ellithorp	Mr. Nichols	Mr. Wright
Mr. Emmons	Mr. A. J. Parker	Mr. Yates
Mr. Enos	Mr. I. S. Parker	Mr. Younglove 111

Those who voted in the negative are,

Mr. Coe	Mr. Willes	Mr. Young	3
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The engrossed bill from the Senate, entitled "An act to incorporate the Clermont academy," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 104 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Groom	Mr. Robertson
Mr. Angel	Mr. Grover	Mr. O. Robinson
Mr. Anthony	Mr. Haight	Mr. J. P. Robinson
Mr. Arnold	Mr. Hasbrouck	Mr. Ruggles
Mr. Bagley	Mr. Healy	Mr. Schermerhorn
Mr. Barnes	Mr. Herttell	Mr. Sears
Mr. Bartle	Mr. Hone	Mr. Shays
Mr. Beardslee	Mr. Hough	Mr. Smith
Mr. Bockoven	Mr. Humphrey	Mr. Snyder
Mr. Bostwick	Mr. Jackson	Mr. Spafard
Mr. Brasher	Mr. Johnson	Mr. Speaker
Mr. Brown	Mr. Jones	Mr. Staats
Mr. Bull	Mr. Kernan	Mr. Stafford
Mr. Cargill	Mr. Kingman	Mr. Stevenson
Mr. Cash	Mr. Le Fever	Mr. Stone
Mr. Chamberlin	Mr. Lewis	Mr. Strong
Mr. Church	Mr. Livingston	Mr. Temple
Mr. Clark	Mr. Lockwood	Mr. Terry
Mr. Clary	Mr. Mabbett	Mr. Thomson
Mr. Coe	Mr. Marvin	Mr. Titus
Mr. Conklin	Mr. M'Keon	Mr. Todd
Mr. Collin	Mr. M'Knight	Mr. Wait
Mr. Crosby	Mr. Mersereau	Mr. Ward
Mr. Culver	Mr. Mitchell	Mr. West

Mr. Cuykendall	Mr. Morehouse	Mr. Wheaton
Mr. Dana	Mr. Morrell	Mr. Whipple
Mr. Degrauw	Mr. Morris	Mr. Willes
Mr. Drake	Mr. Myers	Mr. Williams
Mr. Dyer	Mr. Myrick	Mr. Winfield
Mr. Ellithorp	Mr. Nichols	Mr. Wood
Mr. Emmons	Mr. A. J. Parker	Mr. Wright
Mr. Enos	Mr. J. H. Parker	Mr. Yates
Mr. Fowler	Mr. Patterson	Mr. Younglove
Mr. Germond	Mr. Phelps	Mr. Young
Mr. Gordon	Mr. Ringgold	

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*Ordered*, That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

*Ordered*, That the bill entitled "An act authorising the building of a bridge over the middle branch of the Hudson river, between the towns of Athol and Warrensburgh," be referred to the committee appointed in pursuance of the forty-seventh rule of this House.

On motion of Mr. Beardslee, and by the unanimous consent of the House,

*Resolved*, That the vote on the final passage of the bill entitled "An act to incorporate the Methodist mutual benefit society of the city of New-York," be reconsidered.

On motion of Mr. Wheeler,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill to build a bridge over the Genesee river, near Tone's tavern stand in Chili, Monroe county; and that it be referred to a select committee to report complete.

*Ordered*, That Mr. Wheeler, Mr. Haight and Mr. Stone, be the said committee.

On motion of Mr. Wheeler,

*Resolved*, That a committee be appointed to report to this House, first, such public bills, secondly, such local bills, and thirdly, such private bills, which, in the opinion of said committee, ought and can be acted on and disposed of before the adjournment of the Legislature; and that the said committee report the said bills in the order in which, in their opinion, they ought to be considered and disposed of.

On motion of Mr. Haight,

*Resolved*, That so much of the resolution of this House as directs the afternoon sessions to be confined to the general orders, be rescinded.

Mr. Groom offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the vote on the final passage of the bill to incorporate the Buffalo Burial Ground Association, be reconsidered.

*Ordered*, That the said resolution be laid upon the table.

On motion of Mr. J. H. Parker,

*Resolved*, That the committee of the whole be discharged from

the further consideration of the engrossed bill from the Senate, entitled "An act to authorise the sale of a certain gore of land in the village of Lodi in the town of Salina," and that the same be ordered to a third reading.

And then the House adjourned till four o'clock this afternoon.

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#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

A communication from John L. Graham was received and read, in the words following, to wit:

*New-York, April 23, 1834.*

To the Hon. WILLIAM BAKER,  
*Speaker of the Assembly.*

SIR,

I have received a copy of the resolution of the House of Assembly, appointing me one of the Regents of the University of this State. Be pleased to communicate to that Honorable Body my acceptance of the appointment, with my respectful acknowledgments for so distinguished an expression of their approbation.

With sentiments of great respect,

Your obedient servant,

JOHN LORIMER GRAHAM.

On motion of Mr. Morris,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to revive and amend an act to incorporate the Bank of savings in the city of Utica, passed 27th March, 1821," and that it be referred to a select committee to report complete.

*Ordered*, That Mr. Morris, Mr. Shays and Mr. I. S. Parker, be the said committee.

On motion of Mr. Morris,

*Resolved*, That the committee of the whole be discharged from the further consideration of the bill incorporating the Greene County Insurance Company, and that it be referred to a select committee to report complete.

*Ordered*, That Mr. Morris, Mr. Bagley and Mr. Nichols, be the said committee.

On motion of Mr. Ingalls,

*Resolved*, That the committee on claims be discharged from the further consideration of the petition of John Herkimer, and that the same be referred to the Canal Commissioners.

On motion of Mr. Fleming,

*Resolved*, That the committee of the whole be discharged from the consideration of the bill in relation to the Woodstock and Sau-

gerties Turnpike Company, and that it be referred to a select committee to report complete.

*Ordered*, That Mr. Fleming, Mr. Culver and Mr. Gordon, be the said committee.

Mr. Hasbrouck offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the whole of the bills which still remain on the general orders, be taken off, and referred to select committees.

*Ordered*, That the said resolution be laid upon the table.

On motion of Mr. Ingalls,

*Resolved*, That the committee on public lands be discharged from the further consideration of the petition of Thomas W. Newcomb and Daniel F. Newcomb, and that the same be referred to the Commissioners of the Land-Office.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to annex parts of the towns of Ira and Conquest to the town of Cato in the county of Cayuga;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Marvin, from the said committee, reported, that the committee had gone through the said bill, made an amendment thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the village of Aurora;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Marvin, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the said bill be referred to a select committee, consisting of Mr. Clary, Mr. Drake and Mr. I. S. Parker, to report complete.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to amend an act entitled 'An act to appoint commissioners to lay out and establish a road from the village of Rochester in Monroe county, to Lockport in the county of Niagara,' passed April 2d, 1827;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Marvin, from the said committee, reported progress, and asked for and obtained leave to sit again.

And then the House adjourned until ten o'clock to-morrow morning.



SATURDAY, APRIL 26, 1834.

The House met pursuant to adjournment.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to incorporate the Springfield and Fort-Plain turnpike road company;" the engrossed bill entitled "An act to amend the act to incorporate the Union and Vestal bridge company, passed April 22d, 1831," the engrossed bill entitled "An act to annex parts of the towns of Ira and Conquest to the town of Cato in the county of Cayuga;" the engrossed bill entitled "An act relative to the opening of Amos-street from Greenwich-lane to the Sixth avenue in the city of New-York;" and the engrossed bill entitled "An act authorising Joseph Russel and John E. Norman to construct and maintain a dam across the Schroon river, between the towns of Bolton and Chester in the county of Warren," and find the said bills severally correctly engrossed.

*Ordered,* That the said bills be laid upon the table.

Mr. Bull, from the select committee to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the Troy turnpike and rail-road company,' passed April 18th, 1832," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Fleming, from the select committee to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the Saugerties and Woodstock turnpike company,' passed April 21st, 1828," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Haight, from the committee on the judiciary, to which was referred the resolution of this House of the twenty-third instant, relative to the expediency of providing by law for the punishment of any person who may forcibly enter any arsenal, armory or arsenal yard, or seize or take away the arms and ammunition belonging to this State, reported a bill, entitled "An act to provide for the public security;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. J. H. Parker, from the select committee to which was referred the engrossed bill from the Senate, entitled "An act to authorise the sale of a certain gore of land in the village of Lodi in the town of Salina," reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that it be ordered to a third reading.

Mr. Speaker put the question whether the House would agree

with the committee in their said report, and it was determined in the affirmative.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to authorise the supervisors of the county of Monroe to raise money to build a bridge across the Genesee river, at some eligible point between the mouth of Little Black creek and William Tone's old tavern stand in the town of Chili," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Morris, from the select committee to which was referred the bill entitled "An act to incorporate the Greene county insurance company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Morris, from the select committee to which was referred the bill entitled "An act to revive and amend the act entitled 'An act to incorporate the Bank for savings in the village of Utica,' passed March 27th, 1821," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Haight, from the committee of conference appointed on the part of this House, to meet the committee appointed on the part of the Honorable the Senate, in relation to the difference between the two houses on the bill to incorporate the Bowery Savings Bank, reported, that the committee and the committee on the part of the Senate have had the subject under consideration, and offer the following resolution:

*Resolved*, That the Assembly concur in the amendments made by the Senate to the third and sixth sections of the bill; that they concur in striking out the twelfth section; that they non-concur in the amendment of the Senate to the thirteenth section; that they non-concur in striking out the sixteenth section, but that the limitation of deposits be increased to five hundred thousand dollars; and that the substitute proposed by the Senate for the sixteenth section, be added to the bill; and that this House recede from so much of its vote of non-concurrence as is contrary to this resolution.

Mr. Speaker put the question whether the House would agree to amend the said bill agreeably to the preceding resolution, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	93	}
{	NAYS	01	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Emmons	Mr. Patterson
Mr. Anthony	Mr. Enos	Mr. Robertson
Mr. Archibald	Mr. Fowler	Mr. O. Robinson
Mr. Arnold	Mr. Germond	Mr. J. P. Robinson
Mr. Bagley	Mr. Gordon	Mr. Ruggles
Mr. Barnes	Mr. Grinnell	Mr. Schermerhorn
Mr. Bartle	Mr. Groom	Mr. Smith
Mr. Beardslee	Mr. Haight	Mr. Spafard
Mr. Bockoven	Mr. Harris	Mr. Speaker
Mr. Bostwick	Mr. Hasbrouck	Mr. Staats
Mr. Bowne	Mr. Herttell	Mr. Stafford
Mr. Brasher	Mr. Hough	Mr. Stevenson
Mr. Bull	Mr. Humphrey	Mr. Stone
Mr. Butrick	Mr. Hunt	Mr. Strong
Mr. Campbell	Mr. Ingalls	Mr. Sumner
Mr. Cargill	Mr. Jackson	Mr. Temple
Mr. Cash	Mr. Johnson	Mr. Terry
Mr. Chamberlin	Mr. Jones	Mr. Thomson
Mr. Church	Mr. Kernan	Mr. Titus
Mr. Clark	Mr. Kingman	Mr. Todd
Mr. Clary	Mr. Lewis	Mr. Wait
Mr. Coe	Mr. Livingston	Mr. Ward
Mr. Conklin	Mr. Mabbett	Mr. West
Mr. Collin	Mr. M'Keon	Mr. Wheeler
Mr. Crosby	Mr. M'Knight	Mr. Whipple
Mr. Culver	Mr. Mersereau	Mr. Williams
Mr. Cuykendall	Mr. Morehouse	Mr. Wood
Mr. Dana	Mr. Morris	Mr. Wright
Mr. Dusenbury	Mr. A. J. Parker	Mr. Yates
Mr. Dyer	Mr. I. S. Parker	Mr. Younglove
Mr. Ellithorp	Mr. J. H. Parker	Mr. Young

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Those who voted in the negative are

Mr. Nichols

1

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have agreed to the report of the committee of conference on the said bill, and have amended the same accordingly.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act for the relief of the trustees of the Middlebury academy."

Also the bill entitled "An act to annex a part of the town of Kirkland to the town of New-Hartford in the county of Oneida."

Also the bill entitled "An act to authorise the superintendents of the poor of the county of Chenango to sell part of their poor farm, and purchase other lands."

Also the bill entitled "An act to revive the act entitled 'An act to incorporate the village of Perry in the county of Genesee.'"

Also the bill entitled "An act to incorporate the Commercial bank of Buffalo."

Also the bill entitled "An act to prevent injury being done to any rail-road within this State, and to insure the safety of passengers upon the same."

Also the bill entitled "An act to annex a part of the town of Cohocton to the town of Dansville in the county of Steuben."

W. L. MARCY.

*Albany, April 26, 1834.*

A communication from the Commissioners of the Land-Office, was received and read, in the words following, to wit:

The Commissioners of the Land-Office, on the petition of Franklin Rose, referred to them by the Honorable the Assembly, respectfully report:

[See Document No. 394.]

*Ordered,* That the said report be referred to the committee on claims.

Four several messages from the Senate were read, informing that they have passed the bill entitled "An act to incorporate the Volunteer fire company in the village of Waterford;" the bill entitled "An act to incorporate the Waterford academy;" the bill entitled "An act to appoint commissioners to lay out a road from the city of Hudson to the town of Chatham in the county of Columbia;" and the bill entitled "An act authorising the commissioners of the land-office to sell certain lands in the harbor of Oswego, for the purpose of erecting a marine railway or dry dock," severally without amendment.

*Ordered,* That the clerk deliver the said bills to the Governor.

The Senate returned the bill entitled "An act to incorporate the city of Rochester;" the bill entitled "An act to incorporate the Plattekill turnpike road company;" the bill entitled "An act to incorporate the Manheim and Salisbury rail-road company," and the bill entitled "An act authorising the appointment of an additional inspector of lumber for the city of Albany."

*Ordered,* That the clerk deliver the said bills to the Governor.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the president, directors and company of the Bank of Orleans," with the amendments therewith delivered, one of the said amendments being to alter the title to "An act to incorporate the Bank of Orleans."

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 108 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. Phelps
Mr. Angel	Mr. Germond	Mr. Robertson
Mr. Anthony	Mr. Gordon	Mr. O. Robinson
Mr. Archibald	Mr. Groom	Mr. J. P. Robinson
Mr. Arnold	Mr. Grover	Mr. Ruggles
Mr. Bagley	Mr. Haight	Mr. Schermerhorn
Mr. Barnes	Mr. Harris	Mr. Shays
Mr. Bartle	Mr. Hasbrouck	Mr. Smith
Mr. Beardslee	Mr. Healy	Mr. Snyder
Mr. Bockoven	Mr. Herttell	Mr. Spafard
Mr. Bostwick	Mr. Hone	Mr. Speaker
Mr. Bowne	Mr. Hough	Mr. Staats
Mr. Brasher	Mr. Humphrey	Mr. Stafford
Mr. Brown	Mr. Hunt	Mr. Stevenson
Mr. Bull	Mr. Ingalls	Mr. Stone
Mr. Butrick	Mr. Jackson	Mr. Strong
Mr. Campbell	Mr. Jones	Mr. Sumner
Mr. Cargill	Mr. Kernan	Mr. Temple
Mr. Case	Mr. Kingman	Mr. Terry
Mr. Cash	Mr. Lewis	Mr. Thomson
Mr. Chamberlin	Mr. Livingston	Mr. Titus
Mr. Church	Mr. Lockwood	Mr. Todd
Mr. Clark	Mr. Mabbett	Mr. Wait
Mr. Clary	Mr. Marvin	Mr. Ward
Mr. Coe	Mr. M'Keon	Mr. West
Mr. Conklin	Mr. M'Knight	Mr. Wheaton
Mr. Collin	Mr. Mersereau	Mr. Wheeler
Mr. Crosby	Mr. Morrell	Mr. Whipple
Mr. Culver	Mr. Morris	Mr. Willes
Mr. Cuykendall	Mr. Myers	Mr. Williams
Mr. Dana	Mr. Myrick	Mr. Winfield
Mr. Drake	Mr. Nichols	Mr. Wood
Mr. Dusenbury	Mr. A. J. Parker	Mr. Wright
Mr. Dyer	Mr. I. S. Parker	Mr. Yates
Mr. Emmons	Mr. J. H. Parker	Mr. Younglove
Mr. Enos	Mr. Patterson	Mr. Young

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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read; informing that they have passed the bill entitled "An act to incorporate the president, directors and company of the City bank," with the amendments therewith delivered, one of the said amendments being to alter the title to "An act to incorporate the Albany city bank."

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 106 }  
{ NAYS 03 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. Phelps
Mr. Angel	Mr. Gordon	Mr. Robertson
Mr. Anthony	Mr. Groom	Mr. O. Robinson
Mr. Archibald	Mr. Guinnip	Mr. J. P. Robinson
Mr. Arnold	Mr. Haight	Mr. Ruggles
Mr. Barnes	Mr. Harris	Mr. Schermerhorn
Mr. Bartle	Mr. Hasbrouck	Mr. Shays
Mr. Beardslee	Mr. Herttell	Mr. Smith
Mr. Bockoven	Mr. Hone	Mr. Snyder
Mr. Bostwick	Mr. Hough	Mr. Spafard
Mr. Bowne	Mr. Humphrey	Mr. Speaker
Mr. Brasher	Mr. Hunt	Mr. Staats
Mr. Brown	Mr. Ingalls	Mr. Stafford
Mr. Butrick	Mr. Jackson	Mr. Stevenson
Mr. Campbell	Mr. Jones	Mr. Strong
Mr. Case	Mr. Kernan	Mr. Sumner.
Mr. Cash	Mr. Kingman	Mr. Temple
Mr. Chamberlin	Mr. Lewis	Mr. Terry
Mr. Church	Mr. Livingston	Mr. Thomson
Mr. Clark	Mr. Lockwood	Mr. Titus
Mr. Clary	Mr. Mabbett	Mr. Todd
Mr. Coe	Mr. Marvin	Mr. Wait
Mr. Conklin	Mr. M'Keon	Mr. Ward
Mr. Collin	Mr. M'Knight	Mr. West
Mr. Crosby	Mr. Mersereau	Mr. Wheaton
Mr. Culver	Mr. Mitchell	Mr. Wheeler
Mr. Cuykendall	Mr. Morehouse	Mr. Whipple
Mr. Dana	Mr. Morrell	Mr. Willes
Mr. Degrauw	Mr. Morris	Mr. Williams
Mr. Drake	Mr. Myers	Mr. Winfield
Mr. Dusenbury	Mr. Myrick	Mr. Wood
Mr. Dyer	Mr. A. J. Parkér	Mr. Wright
Mr. Ellithorp	Mr. I. S. Parker	Mr. Yates
Mr. Emmons	Mr. J. H. Parker	Mr. Younglove
Mr. Enos	Mr. Patterson	Mr. Young
Mr. Fowler		

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Those who voted in the negative are

Mr. Bull	Mr. Fleming	Mr. Grover	3
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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to increase the capital of the Phoenix bank in the city of New-York," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 105 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Groom	Mr. Robertson
Mr. Angel	Mr. Haight	Mr. O. Robinson
Mr. Anthony	Mr. Harris	Mr. J. P. Robinson
Mr. Archibald	Mr. Hasbrouck	Mr. Ruggles
Mr. Arnold	Mr. Healy	Mr. Schermerhorn
Mr. Barnes	Mr. Herttell	Mr. Shays
Mr. Bartle	Mr. Hone	Mr. Smith
Mr. Beardslee	Mr. Hough	Mr. Snyder
Mr. Bockoven	Mr. Humphrey	Mr. Spafard
Mr. Bostwick	Mr. Hunt	Mr. Speaker
Mr. Brasher	Mr. Ingalls	Mr. Staats
Mr. Brown	Mr. Jackson	Mr. Stafford
Mr. Bull	Mr. Johnson	Mr. Stevenson
Mr. Campbell	Mr. Jones	Mr. Stone
Mr. Cargill	Mr. Kernan	Mr. Strong
Mr. Cash	Mr. Kingman	Mr. Sumner
Mr. Chamberlin	Mr. Lewis	Mr. Temple
Mr. Church	Mr. Livingston	Mr. Terry
Mr. Clark	Mr. Lockwood	Mr. Thomson
Mr. Coe	Mr. Mabbett	Mr. Titus
Mr. Conklin	Mr. Marvin	Mr. Todd
Mr. Collin	Mr. M'Keon	Mr. Wait
Mr. Crosby	Mr. M'Knight	Mr. Ward
Mr. Culver	Mr. Mersereau	Mr. West
Mr. Cuykendall	Mr. Mitchell	Mr. Wheaton
Mr. Dana	Mr. Morchouse	Mr. Wheeler
Mr. Drake	Mr. Morrell	Mr. Whipple
Mr. Dusenbury	Mr. Morris	Mr. Willes
Mr. Dyer	Mr. Myers	Mr. Williams
Mr. Emmons	Mr. Nichols	Mr. Winfield
Mr. Enos	Mr. A. J. Parker	Mr. Wood
Mr. Fowler	Mr. I. S. Parker	Mr. Wright

Mr. Germond	Mr. J. H. Parker	Mr. Yates	
Mr. Gordon	Mr. Patterson	Mr. Younglove	
Mr. Grinnell	Mr. Phelps	Mr. Young	105

Those who voted in the negative are

Mr. Clary

1

*Ordered.* That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the New-York marine dry dock company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 101 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. J. H. Parker
Mr. Anthony	Mr. Gordon	Mr. Patterson
Mr. Archibald	Mr. Groom	Mr. Phelps
Mr. Arnold	Mr. Grover	Mr. Robertson
Mr. Bagley	Mr. Guinnip	Mr. O. Robinson
Mr. Barnes	Mr. Haight	Mr. J. P. Robinson
Mr. Bartle	Mr. Harris	Mr. Ruggles
Mr. Beardslee	Mr. Hasbrouck	Mr. Schermerhorn
Mr. Bockoven	Mr. Herttell	Mr. Shays
Mr. Bostwick	Mr. Hone	Mr. Smith
Mr. Brasher	Mr. Hough	Mr. Snyder
Mr. Brown	Mr. Humphrey	Mr. Spafard
Mr. Bull	Mr. Hunt	Mr. Speaker
Mr. Butrick	Mr. Ingalls	Mr. Staats
Mr. Campbell	Mr. Jackson	Mr. Stevenson
Mr. Cargill	Mr. Johnson	Mr. Strong
Mr. Church	Mr. Kingman	Mr. Sumner
Mr. Clark	Mr. Lewis	Mr. Terry
Mr. Clary	Mr. Livingston	Mr. Thomson
Mr. Coe	Mr. Lockwood	Mr. Titus
Mr. Conklin	Mr. Mabbett	Mr. Todd
Mr. Collin	Mr. Marvin	Mr. Wait
Mr. Crosby	Mr. M'Keon	Mr. Ward
Mr. Culver	Mr. M'Knight	Mr. West
Mr. Cuykendall	Mr. Mersereau	Mr. Wheaton



Mr. Dana	Mr. Mitchell	Mr. Wheeler
Mr. Drake	Mr. Morehouse	Mr. Willes
Mr. Dusenbury	Mr. Morrell	Mr. Williams
Mr. Dyer	Mr. Morris	Mr. Wood
Mr. Ellithorp	Mr. Myers	Mr. Wright
Mr. Emmons	Mr. Myrick	Mr. Yates
Mr. Enos	Mr. Nichols	Mr. Younglove
Mr. Fleming	Mr. A. J. Parker	Mr. Young
Mr. Fowler	Mr. I. S. Parker	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act in relation to highways in the village of Potsdam," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Auburn and Syracuse rail-road company," with the amendments therewith delivered.

*Ordered*, That the said bill and amendments be laid upon the table.

And then the House adjourned until ten o'clock on Monday morning next.

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## MONDAY, APRIL 28, 1834.

The House met pursuant to adjournment.

Mr. Myers, by the unanimous consent of the House, gave notice that he would, on some future day, ask leave to bring in a bill to amend the charter of the Bank for Savings in the city of New-York.

The petition of sundry inhabitants of the counties of Monroe and Livingston, praying for an appropriation for the improvement of the Genesee river, was read, and committed to the committee of the whole when on the bill entitled "An act to provide for the improvement of the canals in this State."

The petition of sundry citizens of the city of New-York, praying for the passage of an act compelling creditors to support indigent imprisoned debtors, was read, and referred to the committee on the judiciary.

The petition of the board of supervisors of the county of Orleans, praying for the repeal of the law taxing the debts of non-residents, was read, and committed to the committee of the whole when on the bill to which it relates.

Mr. Morris, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to authorise the supervisors of the county of Monroe to raise money to build a bridge across the Genesee river, at some eligible point between the mouth of Little Black creek and William Tone's old tavern stand in Chili;" and the engrossed bill entitled "An act to amend an act entitled 'An act to incorporate the Saugerties and Woodstock turnpike company,' passed April 21st, 1828;" and find the said bills severally correctly engrossed.

*Ordered,* That the said bills be laid upon the table.

Mr. Drake, from the committee on the incorporation of cities and villages, to which was referred the petition of sundry inhabitants of the village of Williamsburgh, for a law allowing justices of the peace, and officers of said village, the same fees as are now allowed to similar officers of the city of Brooklyn, reported a bill, entitled "An act relating to the fees of the officers of Williamsburgh in the county of Kings;" which was read the first time, and by unanimous consent was also read a second time, and referred to a select committee, consisting of Mr. Drake, Mr. Jackson and Mr. Brasher, with instructions to report the same complete.

Mr. Clary, from the select committee to which was referred the bill entitled "An act to incorporate the village of Aurora," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

Mr. Titus, from the select committee to which was referred the bill entitled "An act relating to the decisions of certain causes in the supreme court, upon writs of error," reported; and recommended that the said bill be rejected.

[See Document No. 395.]

*Ordered,* That the said bill and report be laid upon the table.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to incorporate the Plattekill turnpike road company."

Also the bill entitled "An act to incorporate the Manheim and Salisbury rail-road company."

Also the bill entitled "An act authorising the appointment of an additional inspector of lumber for the city of Albany."

Also the bill entitled "An act to incorporate the Volunteer fire company in the village of Waterford."

Also the bill entitled "An act to incorporate the Waterford academy."

Also the bill entitled "An act to appoint commissioners to lay out a road from the city of Hudson to the town of Chatham in the county of Columbia."

Also the bill entitled "An act authorising the commissioners of the land-office to sell certain lands in the harbor of Oswego, for the purpose of erecting a marine railway or dry dock."

Also the bill entitled "An act to incorporate the city of Rochester."

W. L. MARCY.

*Albany, April 26, 1834.*

The Senate returned the bill entitled "An act to incorporate the Sacket's-Harbor bank;" the bill entitled "An act respecting the salt springs in the county of Onondaga, and regulating the manufacture of salt therein;" the bill entitled "An act to confirm the proceedings of the inhabitants and trustees of the village of Penn-Yan, and to amend an act entitled 'An act to incorporate the village of Penn-Yan in the county of Yates,' passed April 29, 1833;" and the bill entitled "An act to incorporate the Commercial bank of the city of New-York."

*Ordered,* That the clerk deliver the said bills to the Governor.

A message from the Senate was read, informing that they have passed the bill entitled "An act authorising the holding of a special town meeting in the town of Blenheim in the county of Schoharie," without amendment.

*Ordered,* That the Clerk deliver the said bill to the Governor.

A copy of a resolution of the Senate was received and read, informing that they have concurred with this House in its resolution of the eighteenth instant, for the appointment of a committee to examine the accounts and vouchers of the Treasurer.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act respecting the salt springs in the county of Onondaga, and regulating the manufacture of salt therein."

Also the bill entitled "An act to confirm the proceedings of the inhabitants and trustees of the village of Penn-Yan, and to amend an act entitled 'An act to incorporate the village of Penn-Yan in the county of Yates,' passed April 29th, 1833."

Also the bill entitled "An act to incorporate the Commercial bank of the city of New-York."

Also the bill entitled "An act to incorporate the Sacket's-Harbor bank."

Also the bill entitled "An act authorising the holding of a special town meeting in the town of Blenheim in the county of Schoharie."

W. L. MARCY.

*Albany, April 28, 1834.*

The Senate sent for concurrence, a bill entitled "An act to renew and amend the act entitled 'An act to incorporate the Hudson and Berkshire rail-road company,' passed April 26th, 1832."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to the committee on rail-roads.

The House then again resolved itself into a committee of the whole, on the engrossed bill from the Senate, entitled "An act relative to the salaries of the chancellor, justices of the supreme court and circuit judges;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bull, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment, and recommend that the said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee of the whole in their report, and it was determined in the affirmative.

{ AYES 48 }  
{ NAYS 47 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Angel	Mr. Crosby	Mr. Morris
Mr. Archibald	Mr. Cuykendall	Mr. Myers
Mr. Arnold	Mr. Drake	Mr. A. J. Parker
Mr. Barnes	Mr. Dyer	Mr. I. S. Parker
Mr. Beardslee	Mr. Gordon	Mr. Ringgold
Mr. Bockoven	Mr. Grinnell	Mr. O. Robinson
Mr. Bowne	Mr. Guinnip	Mr. Speaker
Mr. Brasher	Mr. Haight	Mr. Staats
Mr. Brown	Mr. Herttell	Mr. Stafford
Mr. Bull	Mr. Humphrey	Mr. Stone
Mr. Cargill	Mr. Ingalls	Mr. Strong
Mr. Cash	Mr. Kingman	Mr. Sumner
Mr. Church	Mr. Lockwood	Mr. Wheeler
Mr. Clark	Mr. Mabbett	Mr. Willes
Mr. Clary	Mr. Marvin	Mr. Winfield
Mr. Collin	Mr. M'Keon	Mr. Younglove

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Those who voted in the negative are

Mr. Anderson	Mr. Healy	Mr. Smith
Mr. Anthony	Mr. Hough	Mr. Spafard
Mr. Bagley	Mr. Jackson	Mr. Stevenson
Mr. Bartle	Mr. Johnson	Mr. Terry
Mr. Butrick	Mr. Kernan	Mr. Thomson
Mr. Chamberlin	Mr. Lewis	Mr. Titus
Mr. Coe	Mr. M'Knight	Mr. Wait

Mr. Culver	Mr. Mitchell	Mr. Ward
Mr. Dana	Mr. Morehouse	Mr. West
Mr. Dusenbury	Mr. Morrell	Mr. Whipple
Mr. Ellithorp	Mr. Palmer	Mr. Williams
Mr. Enos	Mr. J. H. Parker	Mr. Wood
Mr. Fleming	Mr. Patterson	Mr. Wright
Mr. Gardner	Mr. Phelps	Mr. Yates
Mr. Germond	Mr. Robertson	Mr. Young
Mr. Grover	Mr. Ruggles	

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The House then again resolved itself into a committee of the whole, on the bill entitled "An act relative to the Greenwich savings bank;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Grinnell, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

*Ordered*, That the committee of the whole be discharged from the consideration of the bill entitled "An act to incorporate the Buffalo savings bank in the city of Buffalo," and that the same be referred to a select committee, consisting of Mr. Angel, Mr. Clary and Mr. Strong, to report the same complete.

The House then again resolved itself into a committee of the whole, on the bill entitled "An act for the better security of steam-boat passengers;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Bartle, from the said committee, reported progress, and asked for leave to sit again.

Thereupon,

*Ordered*, That the committee of the whole be discharged from the consideration of the said bill, and that the same be referred to a select committee, consisting of Mr. Myers, Mr. Bull and Mr. Marvin, to report complete.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of the heirs of Angel De Ferrier deceased;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. O. Robinson, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Syracuse and Utica railroad company;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Strong, from the said committee, reported progress, and asked for leave to sit again.

Mr. Germond  
Mr. Gordon  
Mr. Grinnell

Mr. J. H. Parker  
Mr. Patterson  
Mr. Phelps

Mr. Yates  
Mr. Younglove  
Mr. Young

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Those who voted in the negative are

Mr. Clary

1

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the New-York marine dry dock company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 101 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson  
Mr. Anthony  
Mr. Archibald  
Mr. Arnold  
Mr. Bagley  
Mr. Barnes  
Mr. Bartle  
Mr. Beardslee  
Mr. Bockoven  
Mr. Bostwick  
Mr. Brasher  
Mr. Brown  
Mr. Bull  
Mr. Butrick  
Mr. Campbell  
Mr. Cargill  
Mr. Church  
Mr. Clark  
Mr. Clary  
Mr. Coe  
Mr. Conklin  
Mr. Collin  
Mr. Crosby  
Mr. Culver  
Mr. Cuykendall

Mr. Germond  
Mr. Gordon  
Mr. Groom  
Mr. Grover  
Mr. Guinnip  
Mr. Haight  
Mr. Harris  
Mr. Hasbrouck  
Mr. Herttell  
Mr. Hone  
Mr. Hough  
Mr. Humphrey  
Mr. Hunt  
Mr. Ingalls  
Mr. Jackson  
Mr. Johnson  
Mr. Kingman  
Mr. Lewis  
Mr. Livingston  
Mr. Lockwood  
Mr. Mabbett  
Mr. Marvin  
Mr. M'Keon  
Mr. M'Knight  
Mr. Mersereau

Mr. J. H. Parker  
Mr. Patterson  
Mr. Phelps  
Mr. Robertson  
Mr. O. Robinson  
Mr. J. P. Robinson  
Mr. Ruggles  
Mr. Schermerhorn  
Mr. Shays  
Mr. Smith  
Mr. Snyder  
Mr. Spafard  
Mr. Speaker  
Mr. Staats  
Mr. Stevenson  
Mr. Strong  
Mr. Sumner  
Mr. Terry  
Mr. Thomson  
Mr. Titus  
Mr. Todd  
Mr. Wait  
Mr. Ward  
Mr. West  
Mr. Wheaton

The House then again resolved itself into a committee of the whole, on the bill entitled "An act relating to the salaries and compensation of certain officers of the State prison at Auburn;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Patterson, from the said committee, reported progress, and asked for leave to sit again.

Mr. Speaker put the question whether the House would agree to grant such leave, and it was determined in the negative.

The Senate sent for concurrence, a bill entitled "An act concerning the literature fund."

The said bill was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Haight made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Haight, and it was determined in the affirmative.

The Senate returned the bill entitled "An act to incorporate the Schenectady savings bank;" the bill entitled "An act to incorporate the Clinton liberal institute," and the bill entitled "An act to increase the capital of the Phenix bank of the city of New-York."

*Ordered*, That the clerk deliver the said bills to the Governor.

A copy of a resolution of the Senate was received and read, informing that they have concurred with this House in its amendment to the resolution, fixing upon Tuesday the sixth of May next as the day for the adjournment of the Legislature.

The engrossed bill entitled "An act to annex a part of the town of Onondaga to the town of Camillus in the county of Onondaga," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act authorising the laying out of highways through orchards," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act requiring the board of supervisors of the county of Chenango to raise money to build a bridge across the Chenango river in the town of Greene," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to provide for deficiencies in the revenue of the Crooked lake canal, and to confirm certain acts of the commissioners of the canal fund in relation thereto," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to incorporate the Genesee Wesleyan seminary," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	88	}
{	NAYS	10	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. Robertson
Mr. Angel	Mr. Grinnell	Mr. O. Robinson
Mr. Anthony	Mr. Grover	Mr. J. P. Robinson
Mr. Archibald	Mr. Guinnip	Mr. Ruggles
Mr. Arnold	Mr. Haight	Mr. Shays
Mr. Bagley	Mr. Harris	Mr. Smith
Mr. Barnes	Mr. Hasbrouck	Mr. Speaker
Mr. Bartle	Mr. Healy	Mr. Staats
Mr. Beardslee	Mr. Hough	Mr. Stevenson
Mr. Bockoven	Mr. Humphrey	Mr. Stone
Mr. Bostwick	Mr. Jackson	Mr. Strong
Mr. Brown	Mr. Johnson	Mr. Sumner
Mr. Bull	Mr. Kingman	Mr. Terry
Mr. Butrick	Mr. Lewis	Mr. Thomson
Mr. Campbell	Mr. Livingston	Mr. Titus
Mr. Cargill	Mr. M'Keon	Mr. Wait
Mr. Cash	Mr. M'Knight	Mr. Ward
Mr. Church	Mr. Mersereau	Mr. West
Mr. Clark	Mr. Mitchell	Mr. Wheaton
Mr. Clary	Mr. Morehouse	Mr. Wheeler
Mr. Collin	Mr. Morrell	Mr. Whipple
Mr. Crosby	Mr. Morris	Mr. Willes
Mr. Culver	Mr. Myrick	Mr. Williams
Mr. Dana	Mr. Orr	Mr. Winfield
Mr. Dyer	Mr. A. J. Parker	Mr. Wood
Mr. Ellithorp	Mr. I. S. Parker	Mr. Wright
Mr. Enos	Mr. J. H. Parker	Mr. Yates
Mr. Fleming	Mr. Patterson	Mr. Younglove
Mr. Gardner	Mr. Phelps	Mr. Young
Mr. Germond		

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Those who voted in the negative are

Mr. Bowne	Mr. Mabbett	Mr. Spafard
Mr. Coe	Mr. Marvin	Mr. Temple
Mr. Cuykendall	Mr. Palmer	Mr. Todd
Mr. Dusenbury		

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill entitled "An act to appoint commissioners to lay out a road from Skaneateles to Camillus in the county of Onondaga," was read the third time.

Debates were had thereon; and the question being put whether the House would agree to the final passage of the said bill, it was determined in the negative.



{ NAYS 60 }  
 { AYES 32 }

The ayes and nays being required by ten members,

Those who voted in the negative are

Mr. Anderson	Mr. Gardner	Mr. Myers
Mr. Anthony	Mr. Germond	Mr. Myrick
Mr. Arnold	Mr. Grinnell	Mr. A. J. Parker
Mr. Bagley	Mr. Hasbrouck	Mr. I. S. Parker
Mr. Bartle	Mr. Healy	Mr. Patterson
Mr. Beardslee	Mr. Herttell	Mr. Shays
Mr. Bowne	Mr. Ingalls	Mr. Smith
Mr. Brown	Mr. Jackson	Mr. Spafard
Mr. Butrick	Mr. Johnson	Mr. Staats
Mr. Cargill	Mr. Kernan	Mr. Stevenson
Mr. Case	Mr. Kingman	Mr. Temple
Mr. Cash	Mr. Livingston	Mr. Thomson
Mr. Chamberlin	Mr. Marvin	Mr. Todd
Mr. Church	Mr. M'Keon	Mr. Ward
Mr. Clary	Mr. M'Knight	Mr. West
Mr. Collin	Mr. Mersereau	Mr. Whipple
Mr. Dana	Mr. Mitchell	Mr. Willes
Mr. Dusenbury	Mr. Morehouse	Mr. Williams
Mr. Dyer	Mr. Morrell	Mr. Winfield
Mr. Enos	Mr. Morris	Mr. Yates

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Those who voted in the affirmative are

Mr. Angel	Mr. Humphrey	Mr. Strong
Mr. Archibald	Mr. Lockwood	Mr. Sumner
Mr. Coe	Mr. Mabbett	Mr. Terry
Mr. Culver	Mr. Palmer	Mr. Titus
Mr. Cuykendall	Mr. J. H. Parker	Mr. Wait
Mr. Fleming	Mr. Robertson	Mr. Wheaton
Mr. Gordon	Mr. O. Robinson	Mr. Wood
Mr. Grover	Mr. J. P. Robinson	Mr. Wright
Mr. Haight	Mr. Speaker	Mr. Younglove
Mr. Harris	Mr. Stafford	Mr. Young
Mr. Hough	Mr. Stone	

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The engrossed bill from the Senate, entitled "An act authorizing the survey of a canal route from Rochester to Olean," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill entitled "An act in relation to the canal fences on the line of the Champlain canal," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to incorporate the New-York Methodist ministers' mutual benefit society," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	90	}
{	NAYS	03	}

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. Patterson	
Mr. Angel	Mr. Gordon	Mr. Phelps	
Mr. Anthony	Mr. Grinnell	Mr. Robertson	
Mr. Archibald	Mr. Grover	Mr. O. Robinson	
Mr. Arnold	Mr. Guinnip	Mr. J. P. Robinson	
Mr. Bagley	Mr. Haight	Mr. Ruggles	
Mr. Barnes	Mr. Harris	Mr. Shays	
Mr. Bartle	Mr. Hasbrouck	Mr. Smith	
Mr. Beardslee	Mr. Healy	Mr. Speaker	
Mr. Bostwick	Mr. Hough	Mr. Staats	
Mr. Bowne	Mr. Humphrey	Mr. Stafford	
Mr. Brown	Mr. Ingalls	Mr. Stevenson	
Mr. Butrick	Mr. Jackson	Mr. Stone	
Mr. Campbell	Mr. Johnson	Mr. Sumner	
Mr. Cargill	Mr. Kingman	Mr. Terry	
Mr. Cash	Mr. Lewis	Mr. Thomson	
Mr. Church	Mr. Livingston	Mr. Titus	
Mr. Clark	Mr. M'Keon	Mr. Todd	
Mr. Clary	Mr. M'Knight	Mr. Wait	
Mr. Coe	Mr. Mersereau	Mr. West	
Mr. Collin	Mr. Mitchell	Mr. Wheaton	
Mr. Crosby	Mr. Morehouse	Mr. Wheeler	
Mr. Culver	Mr. Morrell	Mr. Willes	
Mr. Cuykendall	Mr. Morris	Mr. Williams	
Mr. Dana	Mr. Myers	Mr. Winfield	
Mr. Dusenbury	Mr. Myrick	Mr. Wood	
Mr. Dyer	Mr. Orr	Mr. Wright	
Mr. Ellithorp	Mr. Palmer	Mr. Yates	
Mr. Enos	Mr. I. S. Parker	Mr. Younglove	
Mr. Gardner	Mr. J. H. Parker	Mr. Young	90

Those who voted in the negative are,

Mr. Mabbett	Mr. Spafard	Mr. Whipple	3
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**Ordered,** That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

On motion of Mr. Morris,

**Resolved,** That this House will proceed, to-morrow at twelve o'clock at noon, to the election of two members, to constitute a committee on the part of this House to examine the Treasurer's accounts.

The engrossed bill entitled "An act to amend an act entitled 'An act to incorporate the village of Skaneateles in the county of Onondaga,' passed April 19th, 1833," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. Patterson
Mr. Angel	Mr. Gordon	Mr. Phelps
Mr. Anthony	Mr. Grinnell	Mr. Robertson
Mr. Archibald	Mr. Grover	Mr. O. Robinson
Mr. Arnold	Mr. Guinnip	Mr. Shays
Mr. Barnes	Mr. Haight	Mr. Spafard
Mr. Bartle	Mr. Harris	Mr. Speaker
Mr. Beardslee	Mr. Healy	Mr. Staats
Mr. Bockoven	Mr. Herttell	Mr. Stafford
Mr. Bowne	Mr. Humphrey	Mr. Stevenson
Mr. Brown	Mr. Ingalls	Mr. Stone
Mr. Butrick	Mr. Jackson	Mr. Strong
Mr. Campbell	Mr. Johnson	Mr. Sumner
Mr. Cargill	Mr. Kernan	Mr. Temple
Mr. Case	Mr. Kingman	Mr. Terry
Mr. Cash	Mr. Livingston	Mr. Thomson
Mr. Chamberlin	Mr. Lockwood	Mr. Titus
Mr. Church	Mr. Marvin	Mr. Todd
Mr. Clary	Mr. M'Keon	Mr. Wait
Mr. Coe	Mr. M'Knight	Mr. Ward
Mr. Collin	Mr. Mersereau	Mr. West
Mr. Crosby	Mr. Mitchell	Mr. Wheaton
Mr. Culver	Mr. Morehouse	Mr. Wheeler
Mr. Cuykendall	Mr. Morrell	Mr. Whipple
Mr. Dana	Mr. Morris	Mr. Willes
Mr. Dusenbury	Mr. Myers	Mr. Williams
Mr. Dyer	Mr. Myrick	Mr. Winfield
Mr. Ellithorp	Mr. Orr	Mr. Wright

Mr. Enos  
Mr. Fleming  
Mr. Gardner

Mr. Palmer  
Mr. A. J. Parker  
Mr. J. H. Parker

Mr. Yates  
Mr. Younglove  
Mr. Young

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to correct an error in the assessment list of the second ward of the city of Albany," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same without amendment.

Mr. J. P. Robinson gave notice that he would, on some future day, ask leave to introduce a bill to authorise the board of supervisors of the county of Yates to raise money by tax, to build a new court-house and jail in said county.

And then the House adjourned until ten o'clock to-morrow morning.

## TUESDAY, APRIL 29, 1834.

The House met pursuant to adjournment.

The petition of Anson Thompson of the county of *Saratoga*, praying for damages for the loss of a horse, in consequence of the neglect of the persons having charge of the Champlain canal, was read, and referred to the committee on claims.

The memorial of a convention of delegates from the counties of Erie, Genesee, Niagara, Chautauque and Cattaraugus, on the subject of the non-resident tax law, was read, and committed to the committee of the whole when on the bill to which it relates.

Mr. Haight, from the committee appointed in pursuance of the forty-seventh rule of this House, to which was referred the bill entitled "An act authorising the building of a bridge over the middle branch of the Hudson river, between the towns of Athol and Warrensburgh," reported, that in the opinion of the committee, the said bill requires the concurrence of two-thirds of all the members elected to the Legislature to pass the same into a law.

*Ordered*, That the said bill and report be laid upon the table.

Mr. O. Robinson, from the select committee to which was referred the bill entitled "An act to revive the act entitled 'An act to incorporate the village of Trenton in the county of Oneida,'" reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Haight, from the select committee to which was referred the bill entitled "An act to provide for the improvement of the canals of this State," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Beardslee, from the committee on rail-roads, to which was referred the engrossed bill from the Senate, entitled "An act to renew and amend the act entitled 'An act to incorporate the Hudson and Berkshire rail-road company,' passed April 26th, 1830," reported, that the committee have examined the said bill, and see no reason why the same should not be passed into a law, and recommend that it be ordered to a third reading.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

The Senate sent for concurrence, a bill entitled "An act concerning the circuit courts in the county of Schoharie."

The said bill was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Haight made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Haight, and it was determined in the affirmative.

Two several messages from the Senate were read, informing that they have passed the bill entitled "An act to amend an act entitled 'An act to incorporate the trustees of the Harlem school in the twelfth ward in the city of New-York;'" and the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Geneseo,' passed April 21st, 1832," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

A message from the Senate was read, informing that they have passed the bill entitled "An act further to amend the act entitled 'An act to amend the several acts relating to the city of Albany, and to combine the same into one act,' passed April 15th, 1826," with the amendment therewith delivered.

The said bill and amendment were read; and the amendment having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendment to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 101 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Enos	Mr. O. Robinson
Mr. Anthony	Mr. Gardner	Mr. J. P. Robinson
Mr. Archibald	Mr. Germond	Mr. Ruggles
Mr. Arnold	Mr. Guinnip	Mr. Shays
Mr. Bagley	Mr. Haight	Mr. Smith
Mr. Barnes	Mr. Hasbrouck	Mr. Snyder
Mr. Bartle	Mr. Healy	Mr. Spafard
Mr. Beardslee	Mr. Herttell	Mr. Speaker
Mr. Bogardus	Mr. Hone	Mr. Staats
Mr. Bostwick	Mr. Hough	Mr. Stafford
Mr. Bowne	Mr. Humphrey	Mr. Stevenson
Mr. Brasher	Mr. Jackson	Mr. Stone
Mr. Brown	Mr. Johnson	Mr. Strong
Mr. Bull	Mr. Kernan	Mr. Sumner
Mr. Butrick	Mr. Kingman	Mr. Temple
Mr. Campbell	Mr. Livingston	Mr. Terry
Mr. Cargill	Mr. Lockwood	Mr. Thomson
Mr. Case	Mr. Mabbett	Mr. Titus
Mr. Cash	Mr. Marvin	Mr. Todd
Mr. Chamberlin	Mr. M'Keon	Mr. Tompkins
Mr. Church	Mr. M'Knight	Mr. Wait
Mr. Clark	Mr. Mersereau	Mr. West
Mr. Clary	Mr. Mitchell	Mr. Wheaton
Mr. Coe	Mr. Morehouse	Mr. Wheeler
Mr. Conklin	Mr. Morrell	Mr. Whipple
Mr. Collin	Mr. Morris	Mr. Willes
Mr. Crosby	Mr. Myers	Mr. Williams
Mr. Culver	Mr. Myrick	Mr. Winfield
Mr. Dana	Mr. Orr	Mr. Wood
Mr. Degrauw	Mr. Palmer	Mr. Wright
Mr. Drake	Mr. I. S. Parker	Mr. Yates
Mr. Dusenbury	Mr. J. H. Parker	Mr. Younglove
Mr. Dyer	Mr. Ringgold	Mr. Young
Mr. Ellithorp	Mr. Robertson	

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*Ordered,* That the clerk deliver the said bill to the Senate, and inform them that this House have concurred with them in their amendment to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the president, directors and company of the La Fayette bank of the city of New-York," with the amendments therewith delivered, one of the said amendments being to change the title to "An act to incorporate the La Fayette bank of the city of New-York."

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 16 }

Those who voted in the affirmative are

Mr. Angel	Mr. Fowler	Mr. Ringgold
Mr. Anthony	Mr. Gardner	Mr. O. Robinson
Mr. Archibald	Mr. Germond	Mr. J. P. Robinson
Mr. Bagley	Mr. Haight	Mr. Ruggles
Mr. Barnes	Mr. Hasbrouck	Mr. Smith
Mr. Bartle	Mr. Healy	Mr. Snyder
Mr. Beardslee	Mr. Herttell	Mr. Speaker
Mr. Bogardus	Mr. Hone	Mr. Staats
Mr. Bostwick	Mr. Hough	Mr. Stafford
Mr. Bowne	Mr. Humphrey	Mr. Stevenson
Mr. Brasher	Mr. Ingalls	Mr. Stone
Mr. Brown	Mr. Jackson	Mr. Strong
Mr. Bull	Mr. Kernan	Mr. Sumner
Mr. Butrick	Mr. Kingman	Mr. Temple
Mr. Campbell	Mr. Livingston	Mr. Terry
Mr. Cargill	Mr. Mabbett	Mr. Thomson
Mr. Case	Mr. Marvin	Mr. Titus
Mr. Cash	Mr. M'Keon	Mr. Todd
Mr. Church	Mr. M'Knight	Mr. Tompkins
Mr. Clark	Mr. Mersereau	Mr. Wait
Mr. Clary	Mr. Mitchell	Mr. West
Mr. Conklin	Mr. Morrell	Mr. Wheaton
Mr. Collin	Mr. Morris	Mr. Wheeler
Mr. Culver	Mr. Myers	Mr. Willes
Mr. Dana	Mr. Myrick	Mr. Williams
Mr. Degrauw	Mr. Orr	Mr. Winfield
Mr. Drake	Mr. Palmer	Mr. Wood
Mr. Dusenbury	Mr. A. J. Parker	Mr. Wright
Mr. Dyer	Mr. I. S. Parker	Mr. Yates
Mr. Ellithorp	Mr. J. H. Parker	Mr. Younglove
Mr. Enos	Mr. Patterson	Mr. Young

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Those who voted in the negative are

Mr. Anderson	Mr. Fleming	Mr. Morehouse
Mr. Arnold	Mr. Guinnip	Mr. Parkhurst
Mr. Chamberlin	Mr. Harris	Mr. Robertson
Mr. Coe	Mr. Johnson	Mr. Shays
Mr. Crosby	Mr. Lockwood	Mr. Whipple
Mr. Cuykendall		

16

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Saratoga and

Washington rail-road company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 107 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fleming	Mr. Patterson
Mr. Angel	Mr. Fowler	Mr. Ringgold
Mr. Anthony	Mr. Gardner	Mr. Robertson
Mr. Archibald	Mr. Germond	Mr. O. Robinson
Mr. Arnold	Mr. Gordon	Mr. J. P. Robinson
Mr. Bagley	Mr. Grinnell	Mr. Ruggles
Mr. Barnes	Mr. Guinnip	Mr. Shays
Mr. Bartle	Mr. Harris	Mr. Smith
Mr. Beardslee	Mr. Hasbrouck	Mr. Snyder
Mr. Bockoven	Mr. Healy	Mr. Speaker
Mr. Bogardus	Mr. Herttell	Mr. Staats
Mr. Bostwick	Mr. Hone	Mr. Stafford
Mr. Bowne	Mr. Hough	Mr. Stevenson
Mr. Brasher	Mr. Humphrey	Mr. Strong
Mr. Bull	Mr. Ingalls	Mr. Sumner
Mr. Butrick	Mr. Jackson	Mr. Temple
Mr. Campbell	Mr. Johnson	Mr. Terry
Mr. Cargill	Mr. Kingman	Mr. Thomson
Mr. Case	Mr. Lewis	Mr. Titus
Mr. Cash	Mr. Livingston	Mr. Todd
Mr. Chamberlin	Mr. Mabbett	Mr. Tompkins
Mr. Church	Mr. Marvin	Mr. Wait
Mr. Clark	Mr. M'Keon	Mr. Ward
Mr. Clary	Mr. M'Knight	Mr. West
Mr. Coe	Mr. Mersereau	Mr. Wheaton
Mr. Conklin	Mr. Mitchell	Mr. Wheeler
Mr. Collin	Mr. Morehouse	Mr. Whipple
Mr. Crosby	Mr. Morrell	Mr. Willes
Mr. Culver	Mr. Morris	Mr. Williams
Mr. Cuykendall	Mr. Myrick	Mr. Winfield
Mr. Dana	Mr. Orr	Mr. Wood
Mr. Drake	Mr. Palmer	Mr. Wright
Mr. Dusenbury	Mr. A. J. Parker	Mr. Yates
Mr. Dyer	Mr. I. S. Parker	Mr. Younglove
Mr. Ellithorp	Mr. J. H. Parker	Mr. Young
Mr. Enos	Mr. Parkhurst	



*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

The House then proceeded to the consideration of the amendments of the Senate to the bill entitled "An act to incorporate the Auburn and Syracuse rail-road company."

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 98 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Enos	Mr. Robertson
Mr. Angel	Mr. Fleming	Mr. O. Robinson
Mr. Anthony	Mr. Fowler	Mr. J. P. Robinson
Mr. Archibald	Mr. Gardner	Mr. Shays
Mr. Arnold	Mr. Germond	Mr. Smith
Mr. Bagley	Mr. Gordon	Mr. Snyder
Mr. Barnes	Mr. Grinnell	Mr. Speaker
Mr. Bartle	Mr. Guinnip	Mr. Staats
Mr. Beardslee	Mr. Harris	Mr. Stafford
Mr. Bockoven	Mr. Healy	Mr. Stevenson
Mr. Bogardus	Mr. Hough	Mr. Stone
Mr. Bostwick	Mr. Humphrey	Mr. Strong
Mr. Brasher	Mr. Ingalls	Mr. Sumner
Mr. Bull	Mr. Jackson	Mr. Temple
Mr. Butrick	Mr. Johnson	Mr. Terry
Mr. Campbell	Mr. Kingman	Mr. Thomson
Mr. Cargill	Mr. Livingston	Mr. Titus
Mr. Case	Mr. Mabbett	Mr. Todd
Mr. Cash	Mr. M'Keon	Mr. Tompkins
Mr. Church	Mr. M'Knight	Mr. Wait
Mr. Clark	Mr. Mersereau	Mr. Ward
Mr. Clary	Mr. Mitchell	Mr. West
Mr. Coe	Mr. Morehouse	Mr. Wheaton
Mr. Conklin	Mr. Morrell	Mr. Wheeler
Mr. Collin	Mr. Morris	Mr. Whipple
Mr. Crosby	Mr. Myers	Mr. Willes
Mr. Culver	Mr. Orr	Mr. Winfield
Mr. Cuykendall	Mr. Palmer	Mr. Wood
Mr. Dana	Mr. A. J. Parker	Mr. Wright
Mr. Degrauw	Mr. I. S. Parker	Mr. Yates
Mr. Dusenbury	Mr. J. H. Parker	Mr. Younglove
Mr. Dyer	Mr. Parkhurst	Mr. Young
Mr. Ellithorp	Mr. Patterson	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

The House then proceeded to the consideration of the amendments of the Senate to the bill entitled "An act to incorporate the Frankfort manufacturing company."

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 02 }

Those who voted in the affirmative are

Mr. Angel	Mr. Fleming	Mr. Parkhurst
Mr. Anthony	Mr. Fowler	Mr. Patterson
Mr. Arnold	Mr. Gardner	Mr. O. Robinson
Mr. Bagley	Mr. Germond	Mr. J. P. Robinson
Mr. Barnes	Mr. Gordon	Mr. Shays
Mr. Bartle	Mr. Grinnell	Mr. Smith
Mr. Beardslee	Mr. Guinnip	Mr. Snyder
Mr. Bockoven	Mr. Harris	Mr. Speaker
Mr. Bogardus	Mr. Healy	Mr. Staats
Mr. Bostwick	Mr. Herttell	Mr. Stafford
Mr. Brasher	Mr. Hone	Mr. Stevenson
Mr. Bull	Mr. Hough	Mr. Stone
Mr. Butrick	Mr. Humphrey	Mr. Sumner
Mr. Campbell	Mr. Ingalls	Mr. Terry
Mr. Case	Mr. Jackson	Mr. Thomson
Mr. Cash	Mr. Johnson	Mr. Titus
Mr. Chamberlin	Mr. Kingman	Mr. Todd
Mr. Church	Mr. Livingston	Mr. Tompkins
Mr. Clark	Mr. Mabbett	Mr. Wait
Mr. Clary	Mr. M'Keon	Mr. Ward
Mr. Coe	Mr. Mersereau	Mr. West
Mr. Conklin	Mr. Mitchell	Mr. Wheaton
Mr. Crosby	Mr. Morehouse	Mr. Wheeler
Mr. Culver	Mr. Morrell	Mr. Whipple
Mr. Cuykendall	Mr. Morris	Mr. Williams
Mr. Dana	Mr. Myers	Mr. Winfield
Mr. Degrauw	Mr. Orr	Mr. Wood
Mr. Drake	Mr. Palmer	Mr. Wright
Mr. Dusenbury	Mr. A. J. Parker	Mr. Yates
Mr. Dyer	Mr. I. S. Parker	Mr. Younglove
Mr. Ellithorp	Mr. J. H. Parker	Mr. Young
Mr. Enos		

Those who voted in the negative are

Mr. Hasbrouck

Mr. Willes

2

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

The engrossed bill from the Senate, entitled "An act to incorporate the Brooklyn lyceum," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 02 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. A. J. Parker
Mr. Angel	Mr. Germond	Mr. I. S. Parker
Mr. Anthony	Mr. Gordon	Mr. J. H. Parker
Mr. Archibald	Mr. Grinnell	Mr. Patterson
Mr. Bagley	Mr. Guinnip	Mr. Robertson
Mr. Bartle	Mr. Haight	Mr. O. Robinson
Mr. Beardslee	Mr. Harris	Mr. J. P. Robinson
Mr. Bockoven	Mr. Healy	Mr. Shays
Mr. Bostwick	Mr. Herttell	Mr. Smith
Mr. Brasher	Mr. Hone	Mr. Snyder
Mr. Brown	Mr. Hough	Mr. Speaker
Mr. Bull	Mr. Humphrey	Mr. Staats
Mr. Butrick	Mr. Ingalls	Mr. Stafford
Mr. Campbell	Mr. Jackson	Mr. Stevenson
Mr. Cargill	Mr. Johnson	Mr. Strong
Mr. Case	Mr. Kernan	Mr. Terry
Mr. Cash	Mr. Kingman	Mr. Thomson
Mr. Chamberlin	Mr. Lewis	Mr. Titus
Mr. Church	Mr. Lockwood	Mr. Tompkins
Mr. Coe	Mr. Mabbett	Mr. Ward
Mr. Conklin	Mr. Marvin	Mr. West
Mr. Crosby	Mr. M'Keon	Mr. Wheaton
Mr. Cuykendall	Mr. M'Knight	Mr. Willes
Mr. Dana	Mr. Mersereau	Mr. Williams
Mr. Degrauw	Mr. Mitchell	Mr. Winfield
Mr. Drake	Mr. Morrell	Mr. Wood
Mr. Dusenbury	Mr. Morris	Mr. Wright
Mr. Dyer	Mr. Myers	Mr. Yates
Mr. Ellithorp	Mr. Orr	Mr. Younglove
Mr. Enos	Mr. Palmer	Mr. Young
Mr. Fowler		

Those who voted in the negative are

Mr. Spafard

Mr. Whipple

2

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

The engrossed bill from the Senate, entitled "An act directing the application of an appropriation heretofore made to aid in the erection of a church at the quarantine ground, Staten Island," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 95 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. I. S. Parker
Mr. Angel	Mr. Gardner	Mr. J. H. Parker
Mr. Anthony	Mr. Germond	Mr. Patterson
Mr. Archibald	Mr. Gordon	Mr. Robertson
Mr. Bagley	Mr. Grinnell	Mr. J. P. Robinson
Mr. Bartle	Mr. Guinnip	Mr. Ruggles
Mr. Beardslee	Mr. Haight	Mr. Shays
Mr. Bockoven	Mr. Harris	Mr. Smith
Mr. Bostwick	Mr. Healy	Mr. Speaker
Mr. Brasher	Mr. Herttell	Mr. Staats
Mr. Brown	Mr. Hone	Mr. Stafford
Mr. Bull	Mr. Hough	Mr. Stevenson
Mr. Butrick	Mr. Humphrey	Mr. Stone
Mr. Campbell	Mr. Ingalls	Mr. Strong
Mr. Cargill	Mr. Jackson	Mr. Sumner
Mr. Case	Mr. Johnson	Mr. Terry
Mr. Cash	Mr. Kernan	Mr. Thomson
Mr. Chamberlin	Mr. Kingman	Mr. Titus
Mr. Church	Mr. Lewis	Mr. Todd
Mr. Clary	Mr. Livingston	Mr. Tompkins
Mr. Coe	Mr. Lockwood	Mr. Wait
Mr. Conklin	Mr. Marvin	Mr. Ward
Mr. Crosby	Mr. M'Keon	Mr. West
Mr. Culver	Mr. M'Knight	Mr. Wheaton
Mr. Cuykendall	Mr. Mersereau	Mr. Williams
Mr. Dana	Mr. Mitchell	Mr. Winfield
Mr. Degrauw	Mr. Morrell	Mr. Wood
Mr. Drake	Mr. Morris	Mr. Wright
Mr. Dusenbury	Mr. Myers	Mr. Yates
Mr. Dyer	Mr. Orr	Mr. Younglove
Mr. Ellithorp	Mr. Palmer	Mr. Young
Mr. Enos	Mr. A. J. Parker	

Those who voted in the negative are

Mr. Whipple

1

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill from the Senate, entitled "An act relative to the salaries of the chancellor and justices of the supreme court and circuit judges," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the negative.

{ NAYS 59 }  
{ AYES 43 }

The ayes and nays being required by ten members,

Those who voted in the negative are

Mr. Anderson	Mr. Germond	Mr. Smith
Mr. Anthony	Mr. Harris	Mr. Spafard
Mr. Arnold	Mr. Hasbrouck	Mr. Stevenson
Mr. Bagley	Mr. Healy	Mr. Temple
Mr. Bartle	Mr. Hough	Mr. Terry
Mr. Bogardus	Mr. Jackson	Mr. Thomson
Mr. Brown	Mr. Johnson	Mr. Titus
Mr. Butrick	Mr. Kernan	Mr. Todd
Mr. Campbell	Mr. Kingman	Mr. Wait
Mr. Chamberlin	Mr. Lewis	Mr. Ward
Mr. Coe	Mr. Livingston	Mr. West
Mr. Crosby	Mr. M'Knight	Mr. Whipple
Mr. Culver	Mr. Mersereau	Mr. Willes
Mr. Dana	Mr. Mitchell	Mr. Williams
Mr. Dusenbury	Mr. Morehouse	Mr. Wood
Mr. Dyer	Mr. Morrell	Mr. Wright
Mr. Ellithorp	Mr. Orr	Mr. Yates
Mr. Enos	Mr. Palmer	Mr. Younglove
Mr. Fleming	Mr. Patterson	Mr. Young
Mr. Gardner	Mr. Robertson	

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Those who voted in the affirmative are

Mr. Angel	Mr. Gordon	Mr. Myrick
Mr. Archibald	Mr. Grinnell	Mr. A. J. Parker
Mr. Barnes	Mr. Guinnip	Mr. Ringgold
Mr. Beardslee	Mr. Haight	Mr. O. Robinson
Mr. Bowne	Mr. Herttell	Mr. Shays
Mr. Brasher	Mr. Hone	Mr. Snyder
Mr. Cargill	Mr. Humphrey	Mr. Speaker

Mr. Cash  
Mr. Church  
Mr. Clark  
Mr. Conklin  
Mr. Cuykendall  
Mr. Degrauw  
Mr. Drake  
Mr. Fowler

Mr. Ingalls  
Mr. Lockwood  
Mr. Mabbett  
Mr. Marvin  
Mr. M'Keon  
Mr. Morris  
Mr. Myers

Mr. Staats  
Mr. Stafford  
Mr. Stone  
Mr. Strong  
Mr. Tompkins  
Mr. Wheaton  
Mr. Wheeler

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have rejected the same.

The engrossed bill entitled "An act to amend article second, title fifth, chapter sixth, part third of the Revised Statutes, entitled 'Of executions against property,'" was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

In pursuance of the concurrent resolution of the eighteenth instant, the House then proceeded to choose by ballot two members of the committee to examine the accounts and vouchers of the Treasurer; and the ballots having been taken and counted, it appeared that Mr. Strong and Mr. Anderson were duly elected.

Thereupon,

On motion of Mr. McKoon,

*Resolved*, That Mr. Strong and Mr. Anderson be of the committee on the part of this House, to examine the Treasurer's books and accounts.

*Ordered*, That the Clerk deliver a copy of the preceding resolution to the Senate.

The engrossed bill entitled "An act to incorporate the American life insurance and trust company," was read the third time.

Debates were had thereon; and while the same was under consideration, Mr. Bagley moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the negative.

{ NAYS 67 }  
{ AYES 42 }

The ayes and noes being required by ten members,

Those who voted in the negative are

Mr. Anthony  
Mr. Beardslee  
Mr. Bogardus  
Mr. Bostwick  
Mr. Brown  
Mr. Cash  
Mr. Chamberlin  
Mr. Clary

Mr. Ingalls  
Mr. Jackson  
Mr. Johnson  
Mr. Kingman  
Mr. Lewis  
Mr. M'Keon  
Mr. M'Knight  
Mr. Mitchell

Mr. Shays  
Mr. Smith  
Mr. Speaker  
Mr. Stafford  
Mr. Stevenson  
Mr. Stone  
Mr. Strong  
Mr. Sumner

Mr. Coe	Mr. Morehouse	Mr. Terry
Mr. Crosby	Mr. Morrell	Mr. Thomson
Mr. Dusenbury	Mr. Morris	Mr. Todd
Mr. Ellithorp	Mr. Myers	Mr. Tompkins
Mr. Fleming	Mr. Myrick	Mr. Wait
Mr. Fowler	Mr. Orr	Mr. Ward
Mr. Gordon	Mr. I. S. Parker	Mr. West
Mr. Grinnell	Mr. J. H. Parker	Mr. Wheeler
Mr. Grover	Mr. Parkhurst	Mr. Whipple
Mr. Haight	Mr. Patterson	Mr. Willes
Mr. Harris	Mr. Phelps	Mr. Wood
Mr. Healy	Mr. O. Robinson	Mr. Wright
Mr. Herttell	Mr. J. P. Robinson	Mr. Yates
Mr. Hough	Mr. Ruggles	Mr. Younglove
Mr. Humphrey		

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Those who voted in the affirmative are

Mr. Anderson	Mr. Collin	Mr. Marvin
Mr. Archibald	Mr. Culver	Mr. Mersereau
Mr. Arnold	Mr. Cuykendall	Mr. Palmer
Mr. Bagley	Mr. Dana	Mr. A. J. Parker
Mr. Barnes	Mr. Degrauw	Mr. Ringgold
Mr. Bartle	Mr. Dyer	Mr. Snyder
Mr. Bockoven	Mr. Enos	Mr. Spafard
Mr. Bowne	Mr. Gardner	Mr. Staats
Mr. Brasher	Mr. Germond	Mr. Temple
Mr. Butrick	Mr. Hasbrouck	Mr. Titus
Mr. Campbell	Mr. Hone	Mr. Wheaton
Mr. Cargill	Mr. Kernan	Mr. Williams
Mr. Church	Mr. Lockwood	Mr. Winfield
Mr. Conklin	Mr. Mabbett	Mr. Young

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And then the House adjourned till four o'clock this afternoon.

#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The Senate returned the bill entitled "An act to incorporate the La Fayette bank in the city of New-York;" the bill entitled "An act to incorporate the Albany city bank;" the bill entitled "An act to incorporate the Bank of Orleans;" the bill entitled "An act in relation to highways in the village of Potsdam," and the bill entitled "An act to incorporate the New-York dry dock company."

*Ordered,* That the clerk deliver the said bills to the Governor.

Two several messages from the Senate were read, informing that they have passed the bill entitled "An act to amend an act entitled 'An act to incorporate the Philipstown turnpike company in the

county of Putnam,' passed April 14th, 1815," and the bill entitled "An act to authorise the First Baptist church of Lewiston and Porter to sell and convey a certain lot of land," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to incorporate the Clinton liberal institute."

Also the bill entitled "An act to increase the capital of the Phenix bank of the city of New-York."

Also the bill entitled "An act to incorporate the Schenectady savings bank."

Also the bill entitled "An act to amend an act entitled 'An act to incorporate the trustees of the Harlem school in the twelfth ward in the city of New-York.'"

Also the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Geneseo,' passed April 21st, 1832."

W. L. MARCY.

*Albany, April 29, 1834.*

*Ordered*, That Mr. Wheeler, Mr. Herttell, Mr. Shays, Mr. Haight and Mr. Gordon, be the committee in pursuance of the resolution of this House of Friday last.

In pursuance of previous notice, Mr. J. P. Robinson asked for and obtained leave to bring in a bill entitled "An act authorising the supervisors of the county of Yates to raise money to build a court-house and jail;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. J. P. Robinson made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. J. P. Robinson, and it was determined in the affirmative.

Mr. Wheeler, from the committee on ways and means, asked for and obtained the unanimous consent of the House, to bring in a bill entitled "An act for the payment of certain officers of the government, and for other purposes;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

*Ordered*, That the committee of the whole be discharged from the consideration of the bill entitled "An act for the public security," and that the same be referred to a select committee, consisting of Mr. Ruggles, Mr. Haight and Mr. Beardslee, with instructions to report the same complete.

And then the House adjourned until ten o'clock to-morrow morning.



WEDNESDAY, APRIL 30, 1834.

The House met pursuant to adjournment.

Mr. Ruggles, from the committee on the militia and the public defence, to which was referred the petition of the Albany Burgesses Corps, praying for certain exemptions, reported a bill, entitled "An act in relation to the Albany burgesses corps;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Staats made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Staats, and it was determined in the affirmative.

Mr. Jackson, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act to provide for the improvement of the canals of this State;" the engrossed bill entitled "An act authorising the supervisors of the county of Yates to raise money to build a court-house and jail;" the engrossed bill entitled "An act relative to the Greenwich savings bank;" the engrossed bill entitled "An act to revive and amend the act entitled 'An act to incorporate the Bank for savings in the village of Utica,' passed March 27th, 1821;" the engrossed bill entitled "An act to incorporate the Greene county insurance company;" the engrossed bill entitled "An act for the relief of the widow and heirs of Angel De Ferriere deceased;" the engrossed bill entitled "An act to incorporate the village of Aurora;" the engrossed bill entitled "An act to amend an act entitled 'An act to incorporate the Troy turnpike and rail-road company,' passed April 18th, 1832;" and the engrossed bill entitled "An act to revive the act entitled 'An act to incorporate the village of Trenton in the county of Oneida,'" and find the said bills severally correctly engrossed.

*Ordered,* That the said bills be laid upon the table.

Mr. J. H. Parker, from the committee on rail-roads, to which was referred the petition of sundry persons, for the incorporation of a company to construct a rail-road from Auburn to Rochester, reported a bill, entitled "An act to incorporate the Auburn and Rochester rail-road company;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. J. H. Parker made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. J. H. Parker, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred

the petition of Henry Thalhimer, reported; and asked leave to introduce a bill.

[See Document No. 396.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of Henry Thalhimer;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

Mr. Drake, from the select committee to which was referred the bill entitled "An act relating to the fees of the officers of Williamsburgh in the county of Kings," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Morris, from the select committee to which was referred the bill entitled "An act to incorporate the Syracuse and Utica railroad company," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Wheeler, from the committee appointed in pursuance of the resolution of Friday last, to examine all bills committed to a committee of the whole, and to report such public, local and private bills, as, in the opinion of the said committee, ought to be acted on and disposed of before the adjournment of the present session, reported the following bills, and recommended that the same be ordered to a third reading:

The engrossed bill from the Senate, entitled "An act to amend an act to incorporate the Long Island insurance company," passed April 26th, 1833;" the engrossed bill from the Senate, entitled "An act to allow and regulate costs in cases of attachments;" and the engrossed bill from the Senate, entitled "An act concerning the First Christian party of Oneida Indians."

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Thereupon,

*Ordered*, That the committee of the whole be discharged from the consideration of the said several bills, and that the same be ordered to a third reading.

Mr. Ruggles, from the select committee to which was referred the bill entitled "An act to provide for the public security," reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Wheeler, from the committee appointed in pursuance of the resolution of Friday last, to examine all bills committed to a committee of the whole, and to report such public, local and private

bills, as, in the opinion of the said committee, ought to be disposed of before the adjournment of the present session, reported the following bills, and recommend that the same be ordered to be engrossed:

The bill entitled "An act to amend article third of title second of chapter sixth of part second of the Revised Statutes;" the bill entitled "An act for the relief of the Jefferson academy," and the bill entitled "An act to provide for any deficiency in the revenue of the Crooked lake canal."

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Thereupon,

*Ordered*, That the committee of the whole be discharged from the consideration of the said several bills, and that the same be ordered to be engrossed.

Mr. Wheeler, from the committee appointed in pursuance of the resolution of Friday last, to examine all bills committed to a committee of the whole, and to report such public, local and private bills, as, in the opinion of the said committee, are entitled to receive the action of this Legislature, reported the bill entitled "An act defining the duties of assessors," and recommended that the same be referred to a select committee to report complete.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Thereupon,

*Ordered*, That the committee of the whole be discharged from the consideration of the said bill, and that the same be referred to a select committee, consisting of Mr. Wheeler, Mr. Herttell and Mr. Strong, to be by the said committee reported complete.

Mr. Wheeler, from the committee appointed in pursuance of the resolution of Friday last, to examine all bills committed to a committee of the whole, and to report such public, local and private bills, as, in the opinion of the said committee, are entitled to receive the action of this Legislature, reported the bill entitled "An act to amend an act entitled 'An act to subject certain debts owing to non-residents, to taxation,' passed April 27th, 1833," and recommended that the same be referred to a select committee to report complete.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

{ AYES 53 }  
{ NAYS 45 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. O. Robinson
Mr. Anthony	Mr. Gordon	Mr. Shays
Mr. Archibald	Mr. Guinnip	Mr. Smith
Mr. Arnold	Mr. Haight	Mr. Spafard
Mr. Bagley	Mr. Harris	Mr. Speaker
Mr. Beardslee	Mr. Herttell	Mr. Staats
Mr. Bogardus	Mr. Hough	Mr. Stafford
Mr. Bostwick	Mr. Humphrey	Mr. Stone
Mr. Brown	Mr. Ingalls	Mr. Titus
Mr. Butrick	Mr. Livingston	Mr. Wheeler
Mr. Clark	Mr. Mitchell	Mr. Willes
Mr. Coe	Mr. Morrell	Mr. Williams
Mr. Conklin	Mr. Morris	Mr. Winfield
Mr. Degrauw	Mr. Myers	Mr. Wood
Mr. Drake	Mr. Orr	Mr. Wright
Mr. Dyer	Mr. Osborne	Mr. Yates
Mr. Enos	Mr. Palmer	Mr. Young
Mr. Gardner	Mr. J. H. Parker	

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Those who voted in the negative are

Mr. Bartle	Mr. Fleming	Mr. Mersereau
Mr. Bockoven	Mr. Grinnell	Mr. Morehouse
Mr. Bowne	Mr. Hall	Mr. Parkhurst
Mr. Brasher	Mr. Hasbrouck	Mr. Ringgold
Mr. Cargill	Mr. Healy	Mr. Ruggles
Mr. Case	Mr. Hone	Mr. Stevenson
Mr. Chamberlin	Mr. Jackson	Mr. Temple
Mr. Church	Mr. Kernan	Mr. Terry
Mr. Collin	Mr. Kingman	Mr. Thomson
Mr. Crosby	Mr. Lewis	Mr. Tompkins
Mr. Culver	Mr. Lockwood	Mr. Wait
Mr. Cuykendall	Mr. Mabbett	Mr. Ward
Mr. Dana	Mr. Marvin	Mr. West
Mr. Dusenbury	Mr. M'Keon	Mr. Whipple
Mr. Ellithorp	Mr. M'Knight	Mr. Younglove

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Thereupon,

*Ordered*, That the committee of the whole be discharged from the consideration of the said bill, and that the same be referred to a select committee, consisting of Mr. Phelps, Mr. Humphrey and Mr. McKeon, to be by the said committee reported complete.

Two several messages from the Senate were read, informing that they have passed the bill entitled "An act for the relief of Neal Brown," and the bill entitled "An act for the relief of Lewis Beebe and John Chapman," severally with the amendments therewith delivered.

The said bills and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bills to the Senate, and inform them that this House have concurred with them in their

amendments to the said bills severally, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to alter and amend an act entitled 'An act to incorporate the New-York life insurance and trust company,' passed March 9th, 1830," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 101 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. Osborne
Mr. Anthony	Mr. Gardner	Mr. Palmer
Mr. Archibald	Mr. Germond	Mr. J. H. Parker
Mr. Arnold	Mr. Gordon	Mr. Ringgold
Mr. Bagley	Mr. Grinnell	Mr. O. Robinson
Mr. Bartle	Mr. Guinnip	Mr. Ruggles
Mr. Beardslee	Mr. Haight	Mr. Shays
Mr. Bockoven	Mr. Hall	Mr. Smith
Mr. Bogardus	Mr. Harris	Mr. Spafard
Mr. Bostwick	Mr. Hasbrouck	Mr. Speaker
Mr. Bowne	Mr. Healy	Mr. Staats
Mr. Brasher	Mr. Herttell	Mr. Stafford
Mr. Brown	Mr. Hone	Mr. Stevenson
Mr. Bull	Mr. Hough	Mr. Stone
Mr. Butrick	Mr. Humphrey	Mr. Temple
Mr. Campbell	Mr. Ingalls	Mr. Terry
Mr. Cargill	Mr. Jackson	Mr. Thomson
Mr. Case	Mr. Johnson	Mr. Titus
Mr. Cash	Mr. Kernan	Mr. Todd
Mr. Chamberlin	Mr. Kingman	Mr. Tompkins
Mr. Church	Mr. Lewis	Mr. Wait
Mr. Coe	Mr. Livingston	Mr. Ward
Mr. Conklin	Mr. Lockwood	Mr. West
Mr. Collin	Mr. Mabbett	Mr. Wheaton
Mr. Crosby	Mr. Marvin	Mr. Wheeler
Mr. Culver	Mr. M'Keon	Mr. Whipple
Mr. Cuykendall	Mr. M'Knight	Mr. Willes
Mr. Dana	Mr. Mersereau	Mr. Williams
Mr. Degrauw	Mr. Mitchell	Mr. Winfield
Mr. Drake	Mr. Morehouse	Mr. Wood
Mr. Dusenbury	Mr. Morrell	Mr. Wright
Mr. Ellithorp	Mr. Morris	Mr. Younglove
Mr. Enos	Mr. Myers	Mr. Young
Mr. Fleming	Mr. Orr	

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Binghamton and Harpersville turnpike company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. A. J. Parker
Mr. Anthony	Mr. Germond	Mr. Parkhurst
Mr. Bagley	Mr. Gordon	Mr. Patterson
Mr. Bartle	Mr. Grinnell	Mr. O. Robinson
Mr. Beardslee	Mr. Guinnip	Mr. J. P. Robinson
Mr. Bockoven	Mr. Hall	Mr. Ruggles
Mr. Bogardus	Mr. Hasbrouck	Mr. Smith
Mr. Bostwick	Mr. Healy	Mr. Spafard
Mr. Brasher	Mr. Herttell	Mr. Speaker
Mr. Brown	Mr. Hone	Mr. Staats
Mr. Campbell	Mr. Hough	Mr. Stafford
Mr. Cargill	Mr. Humphrey	Mr. Stevenson
Mr. Case	Mr. Ingalls	Mr. Sumner
Mr. Cash	Mr. Jackson	Mr. Temple
Mr. Chamberlin	Mr. Johnson	Mr. Titus
Mr. Church	Mr. Kernan	Mr. Todd
Mr. Coe	Mr. Kingman	Mr. Tompkins
Mr. Conklin	Mr. Lewis	Mr. Wait
Mr. Collin	Mr. Livingston	Mr. Ward
Mr. Crosby	Mr. Lockwood	Mr. West
Mr. Culver	Mr. Mabbett	Mr. Wheaton
Mr. Cuykendall	Mr. M'Knight	Mr. Wheeler
Mr. Dana	Mr. Mersereau	Mr. Whipple
Mr. Degrauw	Mr. Mitchell	Mr. Willes
Mr. Drake	Mr. Morehouse	Mr. Williams
Mr. Dusenbury	Mr. Morris	Mr. Winfield
Mr. Dyer	Mr. Myers	Mr. Wood
Mr. Ellithorp	Mr. Orr	Mr. Wright
Mr. Enos	Mr. Osborne	Mr. Younglove
Mr. Fleming	Mr. Palmer	Mr. Young
Mr. Fowler		

**Ordered,** That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Saratoga county mutual fire insurance company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 104 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. Parkhurst
Mr. Anthony	Mr. Germond	Mr. Patterson
Mr. Archibald	Mr. Gordon	Mr. Phelps
Mr. Bagley	Mr. Grinnell	Mr. Ringgold
Mr. Bartle	Mr. Guinnip	Mr. O. Robinson
Mr. Beardslee	Mr. Hall	Mr. J. P. Robinson
Mr. Bockoven	Mr. Harris	Mr. Ruggles
Mr. Bogardus	Mr. Hasbrouck	Mr. Shays
Mr. Bostwick	Mr. Healy	Mr. Smith
Mr. Bowne	Mr. Herttell	Mr. Spafard
Mr. Brasher	Mr. Hone	Mr. Speaker
Mr. Brown	Mr. Hough	Mr. Staats
Mr. Campbell	Mr. Humphrey	Mr. Stafford
Mr. Cargill	Mr. Ingalls	Mr. Stevenson
Mr. Case	Mr. Jackson	Mr. Stone
Mr. Cash	Mr. Johnson	Mr. Sumner
Mr. Chamberlin	Mr. Kernan	Mr. Temple
Mr. Church	Mr. Kingman	Mr. Terry
Mr. Clark	Mr. Lewis	Mr. Thomson
Mr. Clary	Mr. Livingston	Mr. Titus
Mr. Coe	Mr. Lockwood	Mr. Todd
Mr. Conklin	Mr. Mabbett	Mr. Tompkins
Mr. Collin	Mr. Marvin	Mr. Ward
Mr. Crosby	Mr. M'Keon	Mr. West
Mr. Culver	Mr. M'Knight	Mr. Wheaton
Mr. Cuykendall	Mr. Mersereau	Mr. Wheeler
Mr. Dana	Mr. Mitchell	Mr. Whipple
Mr. Degrauw	Mr. Morehouse	Mr. Willes
Mr. Drake	Mr. Morrell	Mr. Williams
Mr. Dusenbury	Mr. Morris	Mr. Winfield
Mr. Dyer	Mr. Myers	Mr. Wood
Mr. Ellithorp	Mr. Orr	Mr. Wright

Mr. Enos  
Mr. Fleming  
Mr. Fowler

Mr. Osborne  
Mr. Palmer  
Mr. J. H. Parker

Mr. Younglove  
Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

The Senate sent for concurrence, a bill entitled "An act to amend an act entitled 'An act to incorporate the Ithaca and Owego railroad company,' passed January 28th, 1828."

The said bill was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Guinnip made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Guinnip, and it was determined in the affirmative.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to incorporate the La Fayette bank in the city of New-York."

Also the bill entitled "An act to incorporate the Bank of Orleans."

Also the bill entitled "An act to incorporate the Albany city bank."

Also the bill entitled "An act to amend an act entitled 'An act to incorporate the Philipstown turnpike company in the county of Putnam,' passed April 14th, 1815."

Also the bill entitled "An act in relation to highways in the village of Potsdam."

Also the bill entitled "An act to authorise the First Baptist church of Lewiston and Porter to sell and convey a certain lot of land."

W. L. MARCY.

*Albany, April 30, 1834.*

The engrossed bill entitled "An act to incorporate the American life insurance and trust company," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Debates were had thereon; and while the same was under consideration, Mr. Mabbett moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.



Thereupon,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 71 }  
{ NAYS 39 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. Osborne
Mr. Archibald	Mr. Germond	Mr. A. J. Parker
Mr. Bagley	Mr. Haight	Mr. J. H. Parker
Mr. Barnes	Mr. Hall	Mr. Parkhurst
Mr. Bartle	Mr. Hasbrouck	Mr. Phelps
Mr. Bockoven	Mr. Herttell	Mr. Ringgold
Mr. Bostwick	Mr. Hone	Mr. Ruggles
Mr. Brasher	Mr. Humphrey	Mr. Smith
Mr. Cargill	Mr. Ingalls	Mr. Speaker
Mr. Case	Mr. Jackson	Mr. Staats
Mr. Cash	Mr. Kernan	Mr. Stafford
Mr. Chamberlin	Mr. Kingman	Mr. Stevenson
Mr. Church	Mr. Livingston	Mr. Strong
Mr. Clary	Mr. Lockwood	Mr. Terry
Mr. Coe	Mr. Mabbett	Mr. Thomson
Mr. Conklin	Mr. Marvin	Mr. Titus
Mr. Collin	Mr. M'Keon	Mr. Todd
Mr. Culver	Mr. M'Knight	Mr. Tompkins
Mr. Degrauw	Mr. Mersereau	Mr. Wheeler
Mr. Dusenbury	Mr. Morehouse	Mr. Winfield
Mr. Dyer	Mr. Morris	Mr. Wood
Mr. Ellithorp	Mr. Myers	Mr. Wright
Mr. Enos	Mr. Myrick	Mr. Young
Mr. Fowler	Mr. Orr	

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Those who voted in the negative are

Mr. Anthony	Mr. Gordon	Mr. Shays
Mr. Arnold	Mr. Grinnell	Mr. Spafard
Mr. Beardslee	Mr. Guinnip	Mr. Stone
Mr. Bogardus	Mr. Harris	Mr. Sumner
Mr. Brown	Mr. Healy	Mr. Temple
Mr. Bull	Mr. Hough	Mr. Wait
Mr. Butrick	Mr. Johnson	Mr. Ward
Mr. Campbell	Mr. Lewis	Mr. West
Mr. Crosby	Mr. Mitchell	Mr. Wheaton
Mr. Cuykendall	Mr. Morrell	Mr. Whipple
Mr. Dana	Mr. Palmer	Mr. Willes
Mr. Drake	Mr. O. Robinson	Mr. Williams
Mr. Fleming	Mr. J. P. Robinson	Mr. Younglove - 39

The engrossed bill from the Senate, entitled "An act concerning the connection of the Atlantic navigation with the internal navigation of the State," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill entitled "An act to incorporate the Troy annual conference ministers' mutual aid society," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 02 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fleming	Mr. Patterson
Mr. Anthony	Mr. Fowler	Mr. Phelps
Mr. Archibald	Mr. Gardner	Mr. O. Robinson
Mr. Bartle	Mr. Germond	Mr. J. P. Robinson
Mr. Beardslee	Mr. Gordon	Mr. Shays
Mr. Bostwick	Mr. Grinnell	Mr. Smith
Mr. Bowne	Mr. Haight	Mr. Speaker
Mr. Brown	Mr. Hall	Mr. Staats
Mr. Bull	Mr. Harris	Mr. Stafford
Mr. Butrick	Mr. Hasbrouck	Mr. Stevenson
Mr. Campbell	Mr. Healy	Mr. Stone
Mr. Cargill	Mr. Herttell	Mr. Strong
Mr. Case	Mr. Humphrey	Mr. Sumner
Mr. Cash	Mr. Ingalls	Mr. Terry
Mr. Chamberlin	Mr. Jackson	Mr. Thomson
Mr. Church	Mr. Johnson	Mr. Titus
Mr. Clary	Mr. Kernan	Mr. Todd
Mr. Coe	Mr. Kingman	Mr. Wait
Mr. Conklin	Mr. Mabbett	Mr. Ward
Mr. Collin	Mr. M'Keon	Mr. West
Mr. Crosby	Mr. M'Knight	Mr. Wheaton
Mr. Culver	Mr. Mersereau	Mr. Wheeler
Mr. Cuykendall	Mr. Mitchell	Mr. Willes
Mr. Dana	Mr. Morehouse	Mr. Williams
Mr. Degrauw	Mr. Morrell	Mr. Winfield
Mr. Drake	Mr. Morris	Mr. Wood
Mr. Dusenbury	Mr. Myers	Mr. Wright
Mr. Dyer	Mr. Orr	Mr. Younglove
Mr. Ellithorp	Mr. J. H. Parker	Mr. Young
Mr. Enos	Mr. Parkhurst	

Those who voted in the negative are

Mr. Palmer

Mr. Whipple

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to amend an act entitled 'An act to incorporate the Kingston and Middletown turnpike road company,' passed February 17th, 1831," with the engrossed amendments, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 92 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fleming	Mr. Patterson
Mr. Anthony	Mr. Fowler	Mr. O. Robinson
Mr. Archibald	Mr. Gardner	Mr. Shays
Mr. Bartle	Mr. Germond	Mr. Smith
Mr. Beardslee	Mr. Gordon	Mr. Spafard
Mr. Bogardus	Mr. Grinnell	Mr. Speaker
Mr. Bostwick	Mr. Haight	Mr. Staats
Mr. Bowne	Mr. Hall	Mr. Stafford
Mr. Brown	Mr. Hasbrouck	Mr. Stevenson
Mr. Bull	Mr. Healy	Mr. Stone
Mr. Butrick	Mr. Herttell	Mr. Strong
Mr. Campbell	Mr. Humphrey	Mr. Sumner
Mr. Cargill	Mr. Ingalls	Mr. Temple
Mr. Case	Mr. Jackson	Mr. Terry
Mr. Cash	Mr. Johnson	Mr. Thomson
Mr. Chamberlin	Mr. Kernan	Mr. Titus
Mr. Church	Mr. Kingman	Mr. Todd
Mr. Clary	Mr. Lewis	Mr. Wait
Mr. Coe	Mr. Mabbett	Mr. Ward
Mr. Conklin	Mr. M'Keon	Mr. West
Mr. Collin	Mr. M'Knight	Mr. Wheaton
Mr. Crosby	Mr. Mersereau	Mr. Wheeler
Mr. Culver	Mr. Mitchell	Mr. Whipple
Mr. Cuykendall	Mr. Morehouse	Mr. Willes
Mr. Dana	Mr. Morris	Mr. Williams
Mr. Degrauw	Mr. Myers	Mr. Winfield
Mr. Drake	Mr. Myrick	Mr. Wood
Mr. Dusenbury	Mr. Orr	Mr. Wright
Mr. Dyer	Mr. Palmer	Mr. Younglove
Mr. Ellithorp	Mr. J. H. Parker	Mr. Young
Mr. Enos	Mr. Parkhurst	

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

The engrossed bill entitled "An act for the relief of John Wilson," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of Joseph Clary and Job Bestow," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of Enoch Crosby and others," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of the widow and heirs of Angel De Ferriere deceased," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act authorising the supervisors of the county of Yates to raise money to build a court-house and jail," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act for the relief of Timothy Eddy," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to amend article third, title first of chapter sixth of part second of the Revised Statutes," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to amend chapter eighth, part third, title fifteenth, section third of the Revised Statutes, relating to the foreclosure of mortgages by advertisement," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to annex part of the town of Ira to the town of Cato in the county of Cayuga," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act relative to a highway in the town of Collins," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to provide for the investment of the moneys which shall from time to time be paid into the treasury, on account of the capital of the common school and literature funds of this State," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to renew the charter of the Auburn and Owasco canal company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. Phelps
Mr. Anthony	Mr. Germond	Mr. O. Robinson
Mr. Archibald	Mr. Gordon	Mr. J. P. Robinson
Mr. Arnold	Mr. Haight	Mr. Shays
Mr. Bagley	Mr. Hall	Mr. Smith
Mr. Bartle	Mr. Harris	Mr. Spafard
Mr. Beardslee	Mr. Healy	Mr. Speaker
Mr. Bockoven	Mr. Herttell	Mr. Staats
Mr. Bogardus	Mr. Humphrey	Mr. Stafford
Mr. Bostwick	Mr. Ingalls	Mr. Stevenson
Mr. Bowne	Mr. Jackson	Mr. Stone
Mr. Brown	Mr. Johnson	Mr. Strong
Mr. Bull	Mr. Kernan	Mr. Sumner
Mr. Butrick	Mr. Kingman	Mr. Temple
Mr. Campbell	Mr. Lewis	Mr. Terry
Mr. Case	Mr. Livingston	Mr. Thomson
Mr. Cash	Mr. Mabbett	Mr. Titus
Mr. Chamberlin	Mr. M'Keon	Mr. Todd
Mr. Church	Mr. M'Knight	Mr. Wait
Mr. Coe	Mr. Mersereau	Mr. Ward
Mr. Conklin	Mr. Mitchell	Mr. West
Mr. Collin	Mr. Morehouse	Mr. Wheeler
Mr. Crosby	Mr. Morris	Mr. Whipple
Mr. Culver	Mr. Myers	Mr. Willes
Mr. Cuykendall	Mr. Myrick	Mr. Williams
Mr. Dana	Mr. Orr	Mr. Wood
Mr. Degrauw	Mr. Osborne	Mr. Wright
Mr. Drake	Mr. Palmer	Mr. Younglove
Mr. Dyer	Mr. J. H. Parker	Mr. Young
Mr. Fleming	Mr. Patterson	

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*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act concerning the literature fund," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

*Ordered*, That Mr. Hunt have leave of absence for four days, and Mr. Groom and Mr. Sears each for the remainder of the session.

On motion of Mr. Humphrey,

*Resolved*, (if the Senate concur,) That the trustees of the State Hall be directed to cause the said hall to be constructed of marble from the state prison at Mount-Pleasant.

*Ordered*, That the Clerk deliver a copy of the preceding resolution to the Senate, and request their concurrence in the same.

Mr. Spafard offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the committee of the whole be discharged from the consideration of the bill entitled "An act relative to the public funds," and that the same be referred to a select committee, consisting of one member from each Senate district, to report complete.

Debates were had thereon; and while the same was under consideration, the House adjourned till four o'clock this afternoon.

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#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then again proceeded to the consideration of the resolution heretofore offered by Mr. Spafard; the same was again read, in the words following, to wit:

*Resolved*, That the committee of the whole be discharged from the consideration of the bill entitled "An act relative to the public funds," and that the same be referred to a select committee, consisting of one member from each Senate district, to report complete.

Thereupon,

Mr. Phelps made a motion that the House should agree to lay the said resolution upon the table.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Phelps, and it was determined in the negative.

{ NAYS 36 }  
{ AYES 29 }

The ayes and nays being required by ten members,

Those who voted in the negative are

Mr. Anthony	Mr. Dyer	Mr. Orr
Mr. Archibald	Mr. Harris	Mr. Spafard
Mr. Bogardus	Mr. Ingalls	Mr. Speaker
Mr. Bowne	Mr. Jackson	Mr. Stevenson
Mr. Bull	Mr. Kingman	Mr. Temple
Mr. Butrick	Mr. Livingston	Mr. Terry
Mr. Campbell	Mr. Mabbett	Mr. Titus
Mr. Cargill	Mr. M'Keon	Mr. Wheeler
Mr. Case	Mr. M'Knight	Mr. Willes
Mr. Cash	Mr. Morrell	Mr. Williams
Mr. Dana	Mr. Myers	Mr. Wright
Mr. Dusenbury	Mr. Myrick	Mr. Young

## Those who voted in the affirmative are

Mr. Arnold	Mr. Hall	Mr. Phelps
Mr. Bartle	Mr. Healy	Mr. O. Robinson
Mr. Bockoven	Mr. Kernan	Mr. Shays
Mr. Brown	Mr. Lewis	Mr. Stone
Mr. Chamberlin	Mr. Mitchell	Mr. Strong
Mr. Clary	Mr. Morris	Mr. Thomson
Mr. Coe	Mr. Osborne	Mr. West
Mr. Cuykendall	Mr. Palmer	Mr. Whipple
Mr. Fleming	Mr. J. H. Parker	Mr. Younglove
Mr. Haight	Mr. Patterson	

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Thereupon,

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the negative.

{ NAYS 41 }  
{ AYES 36 }

The ayes and noes being required by ten members,

## Those who voted in the negative are

Mr. Arnold	Mr. Healy	Mr. Robertson
Mr. Bartle	Mr. Humphrey	Mr. O. Robinson
Mr. Bockoven	Mr. Kernan	Mr. J. P. Robinson
Mr. Brown	Mr. Kingman	Mr. Shays
Mr. Bull	Mr. Lewis	Mr. Stone
Mr. Chamberlin	Mr. M'Keon	Mr. Strong
Mr. Clary	Mr. Mitchell	Mr. Terry
Mr. Coe	Mr. Morris	Mr. Thomson
Mr. Cuykendall	Mr. Osborne	Mr. Ward
Mr. Fleming	Mr. Palmer	Mr. West
Mr. Grinnell	Mr. J. H. Parker	Mr. Whipple
Mr. Haight	Mr. Parkhurst	Mr. Willes
Mr. Hall	Mr. Patterson	Mr. Younglove
Mr. Harris	Mr. Phelps	

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## Those who voted in the affirmative are

Mr. Anthony	Mr. Dana	Mr. Myrick
Mr. Archibald	Mr. Degrauw	Mr. Orr
Mr. Beardslee	Mr. Dusenbury	Mr. Spafard
Mr. Bogardus	Mr. Dyer	Mr. Speaker
Mr. Bowne	Mr. Ellithorp	Mr. Stafford
Mr. Butrick	Mr. Ingalls	Mr. Stevenson
Mr. Campbell	Mr. Jackson	Mr. Temple
Mr. Cargill	Mr. Livingston	Mr. Titus
Mr. Case	Mr. Mersereau	Mr. Wheeler
Mr. Cash	Mr. Morehouse	Mr. Williams
Mr. Clark	Mr. Morrell	Mr. Wright
Mr. Crosby	Mr. Myers	Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Binghamton and Harpersville turnpike company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. A. J. Parker
Mr. Anthony	Mr. Germond	Mr. Parkhurst
Mr. Bagley	Mr. Gordon	Mr. Patterson
Mr. Bartle	Mr. Grinnell	Mr. O. Robinson
Mr. Beardslee	Mr. Guinnip	Mr. J. P. Robinson
Mr. Bockoven	Mr. Hall	Mr. Ruggles
Mr. Bogardus	Mr. Hasbrouck	Mr. Smith
Mr. Bostwick	Mr. Healy	Mr. Spafard
Mr. Brasher	Mr. Herttell	Mr. Speaker
Mr. Brown	Mr. Hone	Mr. Staats
Mr. Campbell	Mr. Hough	Mr. Stafford
Mr. Cargill	Mr. Humphrey	Mr. Stevenson
Mr. Case	Mr. Ingalls	Mr. Sumner
Mr. Cash	Mr. Jackson	Mr. Temple
Mr. Chamberlin	Mr. Johnson	Mr. Titus
Mr. Church	Mr. Kernan	Mr. Todd
Mr. Coe	Mr. Kingman	Mr. Tompkins
Mr. Conklin	Mr. Lewis	Mr. Wait
Mr. Collin	Mr. Livingston	Mr. Ward
Mr. Crosby	Mr. Lockwood	Mr. West
Mr. Culver	Mr. Mabbett	Mr. Wheaton
Mr. Cuykendall	Mr. M'Knight	Mr. Wheeler
Mr. Dana	Mr. Mersereau	Mr. Whipple
Mr. Degrauw	Mr. Mitchell	Mr. Willes
Mr. Drake	Mr. Morehouse	Mr. Williams
Mr. Dusenbury	Mr. Morris	Mr. Winfield
Mr. Dyer	Mr. Myers	Mr. Wood
Mr. Ellithorp	Mr. Orr	Mr. Wright
Mr. Enos	Mr. Osborne	Mr. Younglove
Mr. Fleming	Mr. Palmer	Mr. Young
Mr. Fowler		



Mr. Coe  
Mr. Collin  
Mr. Cuykendall  
Mr. Fleming  
Mr. Haight

Mr. Palmer  
Mr. J. H. Parker  
Mr. Parkhurst  
Mr. Patterson  
Mr. Phelps

Mr. West  
Mr. Wheaton  
Mr. Whipple  
Mr. Younglove

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The House accordingly resolved itself into a committee of the whole on the said bill; and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Enos, from the said committee, reported progress, and asked for leave to sit again.

Debates were had thereon; and the question being put whether the House would agree to grant such leave, it was determined in the affirmative.

{ AYES 50 }  
{ NAYS 38 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anderson  
Mr. Anthony  
Mr. Beardslee  
Mr. Bogardus  
Mr. Bowne  
Mr. Campbell  
Mr. Cargill  
Mr. Case  
Mr. Cash  
Mr. Clark  
Mr. Crosby  
Mr. Culver  
Mr. Dana  
Mr. Drake  
Mr. Dusenbury  
Mr. Dyer  
Mr. Ellithorp

Mr. Enos  
Mr. Gardner  
Mr. Germond  
Mr. Harris  
Mr. Hough  
Mr. Jackson  
Mr. Kingman  
Mr. Livingston  
Mr. Mabbett  
Mr. M'Keon  
Mr. M'Knight  
Mr. Mersereau  
Mr. Morehouse  
Mr. Morrell  
Mr. Morris  
Mr. Myers  
Mr. Myrick

Mr. Orr  
Mr. Ruggles  
Mr. Smith  
Mr. Spafard  
Mr. Sumner  
Mr. Temple  
Mr. Terry  
Mr. Titus  
Mr. Todd  
Mr. Wait  
Mr. Wheeler  
Mr. Willes  
Mr. Williams  
Mr. Winfield  
Mr. Wright  
Mr. Young

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Those who voted in the negative are

Mr. Arnold  
Mr. Bockoven  
Mr. Brown  
Mr. Church  
Mr. Clary  
Mr. Coe  
Mr. Collin  
Mr. Cuykendall  
Mr. Fleming  
Mr. Gordon

Mr. Hone  
Mr. Ingalls  
Mr. Kernan  
Mr. Lewis  
Mr. Lockwood  
Mr. Mitchell  
Mr. Osborne  
Mr. Palmer  
Mr. J. H. Parker  
Mr. Parkhurst

Mr. O. Robinson  
Mr. J. P. Robinson  
Mr. Shays  
Mr. Stone  
Mr. Strong  
Mr. Thomson  
Mr. Ward  
Mr. West  
Mr. Wheaton  
Mr. Whipple

Mr. Haight  
Mr. Hall  
Mr. Healy

Mr. Patterson  
Mr. Phelps  
Mr. Robertson

Mr. Wood  
Mr. Younglove

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And then the House adjourned until ten o'clock to-morrow morning.

## THURSDAY, MAY 1, 1834.

The House met pursuant to adjournment.

Mr. Wheeler, from the committee appointed in pursuance of the resolution of the twenty-fifth of April last, to examine all bills committed to a committee of the whole, and to report such public, local and private bills, as, in the opinion of the said committee, are entitled to receive the action of the Legislature previous to adjournment, reported the following bills, and recommended that the committee of the whole be discharged from the consideration of the same, and that they be severally ordered to a third reading:

The engrossed bill from the Senate, entitled "An act for the relief of Margaret Elizabeth Dominick Marvin and Ann Dominick Marvin;" the engrossed bill from the Senate, entitled "An act to incorporate the Buffalo marine-railway company;" the engrossed bill from the Senate, entitled "An act for the relief of George H. Feeter;" the engrossed bill from the Senate, entitled "An act to incorporate the Tuthill manufacturing company;" and the engrossed bill from the Senate, entitled "An act to incorporate the Montgomery manufacturing company."

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Hall, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to provide for any deficiency in the revenue of the Crooked lake canal;" the engrossed bill entitled "An act amending an act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, to borrow money;" the engrossed bill entitled "An act to incorporate the Auburn and Rochester rail-road company;" the engrossed bill entitled "An act for the relief of the Jefferson academy;" the engrossed bill entitled "An act in relation to the Albany Burgesses corps;" the engrossed bill entitled "An act to provide for the public security," and the engrossed bill entitled "An act to amend article third of title second of chapter sixth of part second of the Revised Statutes," and find the said bills severally correctly engrossed.

*Ordered,* That the said bills be laid upon the table.

Mr. Clary, from the select committee to which was referred the

bill entitled "An act to incorporate the Buffalo savings bank in the city of Buffalo," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

The Senate returned the bill entitled "An act further to amend the act entitled 'An act to amend the several acts relating to the city of Albany, and to combine the same into one act,' passed April 13, 1826;" the bill entitled "An act for the relief of Neal Brown;" the bill entitled "An act to incorporate the Auburn and Syracuse rail-road company;" the bill entitled "An act to incorporate the Bowery savings bank," and the bill entitled "An act to incorporate the Frankfort manufacturing company."

*Ordered,* That the clerk deliver the said bills to the Governor.

Twelve several messages from the Senate were read, informing that they have passed the bill entitled "An act to incorporate the New-York Methodist mutual benefit society;" the bill entitled "An act to incorporate the Genesee Wesleyan seminary;" the bill entitled "An act to amend sections thirty-ninth and forty-second of part first, chapter twentieth, title first of the Revised Statutes, so as to authorise any one of the overseers of the poor to perform the services therein mentioned;" the bill entitled "An act to incorporate the Essex county academy;" the bill entitled "An act in relation to issuing attachments for witnesses by justices of the peace, in certain cases;" the bill entitled "An act to appoint commissioners to lay out a road from the head of the Crooked lake in the county of Steuben, to the village of Angelica in the county of Allegany;" the bill entitled "An act to authorise John Cooper junior, to erect a dam across the Conhocton river in the town of Erwin in the county of Steuben;" the bill entitled "An act to annex a part of the town of Onondaga to the town of Camillus in the county of Onondaga;" the bill entitled "An act to extend the act to incorporate the Squakie-hill bridge company, passed April 18th, 1833;" the bill entitled "An act requiring the board of supervisors of the county of Chenango to raise money to build a bridge across the Chenango river in the town of Greene;" the bill entitled "An act to provide for deficiencies in the revenue of the Crooked lake canal, and to confirm certain acts of the commissioners of the canal fund in relation thereto;" and the bill entitled "An act authorising the trustees of the town of Glenville to receive commutation for certain quit rents," severally without amendment.

*Ordered,* That the clerk deliver the said bills to the Governor.

A message from the Senate was read, informing that they have concurred with this House in its amendments to the bill entitled "An act to incorporate the Brooklyn lyccum," and have amended the same accordingly.

The said amended bill having been examined,

*Ordered,* That the Clerk return the same to the Senate.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the village of Binghamton," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 99 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fleming	Mr. Patterson
Mr. Anthony	Mr. Gardner	Mr. Phelps
Mr. Archibald	Mr. Germond	Mr. O. Robinson
Mr. Arnold	Mr. Gordon	Mr. J. P. Robinson
Mr. Barnes	Mr. Grinnell	Mr. Ruggles
Mr. Beardslee	Mr. Guinnip	Mr. Schermerhorn
Mr. Bockoven	Mr. Harris	Mr. Shays
Mr. Bogardus	Mr. Hasbrouck	Mr. Smith
Mr. Bostwick	Mr. Healy	Mr. Spafard
Mr. Bowne	Mr. Herttell	Mr. Speaker
Mr. Brasher	Mr. Hone	Mr. Staats
Mr. Brown	Mr. Hough	Mr. Stafford
Mr. Bull	Mr. Ingalls	Mr. Stevenson
Mr. Butrick	Mr. Jackson	Mr. Stone
Mr. Campbell	Mr. Johnson	Mr. Strong
Mr. Cargill	Mr. Jones	Mr. Sumner
Mr. Case	Mr. Kingman	Mr. Temple
Mr. Cash	Mr. Le Fever	Mr. Terry
Mr. Chamberlin	Mr. Lewis	Mr. Thomson
Mr. Church	Mr. Livingston	Mr. Titus
Mr. Clark	Mr. Lockwood	Mr. Todd
Mr. Clary	Mr. Mabbett	Mr. Wait
Mr. Coe	Mr. M'Knight	Mr. Ward
Mr. Collin	Mr. Mersereau	Mr. West
Mr. Crosby	Mr. Mitchell	Mr. Wheeler
Mr. Cuykendall	Mr. Morchouse	Mr. Whipple
Mr. Dana	Mr. Morrell	Mr. Willes
Mr. Degrauw	Mr. Morris	Mr. Williams
Mr. Drake	Mr. Myers	Mr. Winfield
Mr. Dusenbury	Mr. Orr	Mr. Wood
Mr. Dyer	Mr. Osborne	Mr. Wright
Mr. Ellithorp	Mr. Palmer	Mr. Younglove
Mr. Enos	Mr. I. S. Parker	Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act for establishing a justices' court in the city of Troy," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

Two several messages from the Senate were read, informing that they have passed the bill entitled "An act to amend part first, chapter sixteenth, title first, article fourth of the Revised Statutes, and in addition thereto;" and the bill entitled "An act concerning the cancelling and discharging of judgments," severally with the amendments therewith delivered.

The said bills and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bills to the Senate, and inform them that this House have concurred with them in their amendments to the said bills severally, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Buffalo and Niagara falls rail-road company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	96	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Anthony	Mr. Gardner	Mr. Palmer
Mr. Archibald	Mr. Germond	Mr. I. S. Parker
Mr. Arnold	Mr. Gordon	Mr. J. H. Parker
Mr. Barnes	Mr. Grinnell	Mr. Patterson
Mr. Bockoven	Mr. Guinnip	Mr. Phelps
Mr. Bogardus	Mr. Haight	Mr. O. Robinson
Mr. Bostwick	Mr. Hall	Mr. J. P. Robinson
Mr. Bowne	Mr. Harris	Mr. Ruggles
Mr. Brasher	Mr. Hasbrouck	Mr. Schermerhorn
Mr. Brown	Mr. Healy	Mr. Shays
Mr. Bull	Mr. Herttell	Mr. Spafard
Mr. Butrick	Mr. Hone	Mr. Speaker
Mr. Campbell	Mr. Hough	Mr. Staats
Mr. Cargill	Mr. Jackson	Mr. Stafford
Mr. Case	Mr. Johnson	Mr. Stevenson
Mr. Cash	Mr. Kernan	Mr. Stone
Mr. Chamberlin	Mr. Kingman	Mr. Strong
Mr. Church	Mr. Le Fever	Mr. Temple

Mr. Clark	Mr. Lewis	Mr. Terry
Mr. Clary	Mr. Livingston	Mr. Thomson
Mr. Coe	Mr. Lockwood	Mr. Titus
Mr. Collin	Mr. Mabbett	Mr. Todd
Mr. Crosby	Mr. M'Knight	Mr. Ward
Mr. Cuykendall	Mr. Mersereau	Mr. West
Mr. Dana	Mr. Mitchell	Mr. Wheeler
Mr. Degrauw	Mr. Morehouse	Mr. Whipple
Mr. Drake	Mr. Morrell	Mr. Willes
Mr. Dusenbury	Mr. Morris	Mr. Williams
Mr. Dyer	Mr. Myers	Mr. Winfield
Mr. Ellithorp	Mr. Nichols	Mr. Wood
Mr. Enos	Mr. Orr	Mr. Younglove
Mr. Fleming	Mr. Osborne	Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Oneida and Jefferson turnpike road company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Haight	Mr. Patterson
Mr. Barnes	Mr. Hall	Mr. Ringgold
Mr. Beardslee	Mr. Harris	Mr. Robertson
Mr. Bockoven	Mr. Hasbrouck	Mr. O. Robinson
Mr. Bostwick	Mr. Herttell	Mr. J. P. Robinson
Mr. Bull	Mr. Hone	Mr. Schermerhorn
Mr. Butrick	Mr. Hough	Mr. Smith
Mr. Campbell	Mr. Jackson	Mr. Spafard
Mr. Cargill	Mr. Johnson	Mr. Speaker
Mr. Case	Mr. Jones	Mr. Staats
Mr. Cash	Mr. Kernan	Mr. Stafford
Mr. Chamberlin	Mr. Kingman	Mr. Stevenson
Mr. Church	Mr. Le Fever	Mr. Stone
Mr. Clark	Mr. Lewis	Mr. Strong
Mr. Clary	Mr. Livingston	Mr. Sumner
Mr. Coe	Mr. Lockwood	Mr. Temple
Mr. Collin	Mr. Mabbett	Mr. Terry

Mr. Cuykendall	Mr. M'Keon	Mr. Titus
Mr. Dana	Mr. M'Knight	Mr. Todd
Mr. Degrauw	Mr. Mersereau	Mr. Ward
Mr. Drake	Mr. Mitchell	Mr. West
Mr. Dusenbury	Mr. Morehouse	Mr. Wheaton
Mr. Dyer	Mr. Morrell	Mr. Whipple
Mr. Ellithorp	Mr. Morris	Mr. Willes
Mr. Enos	Mr. Myers	Mr. Williams
Mr. Gardner	Mr. Orr	Mr. Winfield
Mr. Germond	Mr. Osborne	Mr. Wood
Mr. Gordon	Mr. Palmer	Mr. Younglove
Mr. Grinnell	Mr. I. S. Parker	Mr. Young
Mr. Guinnip	Mr. J. H. Parker	

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*Ordered,* That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to revive the act entitled 'An act to incorporate the Bath and Crooked lake rail-road company,' and to amend the same," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 87 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Hall	Mr. Robertson
Mr. Anthony	Mr. Harris	Mr. O. Robinson
Mr. Arnold	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Beardslee	Mr. Healy	Mr. Schermerhorn
Mr. Bockoven	Mr. Herttell	Mr. Shays
Mr. Bostwick	Mr. Hough	Mr. Smith
Mr. Butrick	Mr. Ingalls	Mr. Spafard
Mr. Campbell	Mr. Jackson	Mr. Speaker
Mr. Cargill	Mr. Johnson	Mr. Staats
Mr. Case	Mr. Jones	Mr. Stafford
Mr. Cash	Mr. Kernan	Mr. Stevenson
Mr. Chamberlin	Mr. Kingman	Mr. Stone
Mr. Church	Mr. Le Fever	Mr. Strong
Mr. Clark	Mr. Lewis	Mr. Sumner
Mr. Clary	Mr. Livingston	Mr. Temple
Mr. Coe	Mr. Lockwood	Mr. Terry
Mr. Collin	Mr. M'Knight	Mr. Titus
Mr. Crosby	Mr. Mersereau	Mr. Todd

*Ordered*, That the Clerk deliver a copy of the preceding resolution to the Senate, and request their concurrence in the same.

Mr. Spafard offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the committee of the whole be discharged from the consideration of the bill entitled "An act relative to the public funds," and that the same be referred to a select committee, consisting of one member from each Senate district, to report complete.

Debates were had thereon; and while the same was under consideration, the House adjourned till four o'clock this afternoon.

#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

The House then again proceeded to the consideration of the resolution heretofore offered by Mr. Spafard; the same was again read, in the words following, to wit:

*Resolved*, That the committee of the whole be discharged from the consideration of the bill entitled "An act relative to the public funds," and that the same be referred to a select committee, consisting of one member from each Senate district, to report complete.

Thereupon,

Mr. Phelps made a motion that the House should agree to lay the said resolution upon the table.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Phelps, and it was determined in the negative.

{ NAYS 36 }  
{ AYES 29 }

The ayes and nays being required by ten members,

Those who voted in the negative are

Mr. Anthony  
Mr. Archibald  
Mr. Bogardus  
Mr. Bowne  
Mr. Bull  
Mr. Butrick  
Mr. Campbell  
Mr. Cargill  
Mr. Case  
Mr. Cash  
Mr. Dana  
Mr. Dusenbury

Mr. Dyer  
Mr. Harris  
Mr. Ingalls  
Mr. Jackson  
Mr. Kingman  
Mr. Livingston  
Mr. Mabbett  
Mr. M'Keon  
Mr. M'Knight  
Mr. Morrell  
Mr. Myers  
Mr. Myrick

Mr. Orr  
Mr. Spafard  
Mr. Speaker  
Mr. Stevenson  
Mr. Temple  
Mr. Terry  
Mr. Titus  
Mr. Wheeler  
Mr. Willes  
Mr. Williams  
Mr. Wright  
Mr. Young



## Those who voted in the affirmative are

Mr. Arnold	Mr. Hall	Mr. Phelps
Mr. Bartle	Mr. Healy	Mr. O. Robinson
Mr. Bockoven	Mr. Kernan	Mr. Shays
Mr. Brown	Mr. Lewis	Mr. Stone
Mr. Chamberlin	Mr. Mitchell	Mr. Strong
Mr. Clary	Mr. Morris	Mr. Thomson
Mr. Coe	Mr. Osborne	Mr. West
Mr. Cuykendall	Mr. Palmer	Mr. Whipple
Mr. Fleming	Mr. J. H. Parker	Mr. Younglove
Mr. Haight	Mr. Patterson	

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## Thereupon,

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the negative.

{ NAYS 41 }  
{ AYES 36 }

The ayes and noes being required by ten members,

## Those who voted in the negative are

Mr. Arnold	Mr. Healy	Mr. Robertson
Mr. Bartle	Mr. Humphrey	Mr. O. Robinson
Mr. Bockoven	Mr. Kernan	Mr. J. P. Robinson
Mr. Brown	Mr. Kingman	Mr. Shays
Mr. Bull	Mr. Lewis	Mr. Stone
Mr. Chamberlin	Mr. M'Keon	Mr. Strong
Mr. Clary	Mr. Mitchell	Mr. Terry
Mr. Coe	Mr. Morris	Mr. Thomson
Mr. Cuykendall	Mr. Osborne	Mr. Ward
Mr. Fleming	Mr. Palmer	Mr. West
Mr. Grinnell	Mr. J. H. Parker	Mr. Whipple
Mr. Haight	Mr. Parkhurst	Mr. Willes
Mr. Hall	Mr. Patterson	Mr. Younglove
Mr. Harris	Mr. Phelps	

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## Those who voted in the affirmative are

Mr. Anthony	Mr. Dana	Mr. Myrick
Mr. Archibald	Mr. Degrauw	Mr. Orr
Mr. Beardslee	Mr. Dusenbury	Mr. Spafard
Mr. Bogardus	Mr. Dyer	Mr. Speaker
Mr. Bowne	Mr. Ellithorp	Mr. Stafford
Mr. Butrick	Mr. Ingalls	Mr. Stevenson
Mr. Campbell	Mr. Jackson	Mr. Temple
Mr. Cargill	Mr. Livingston	Mr. Titus
Mr. Case	Mr. Mersereau	Mr. Wheeler
Mr. Cash	Mr. Morehouse	Mr. Williams
Mr. Clark	Mr. Morrell	Mr. Wright
Mr. Crosby	Mr. Myers	Mr. Young

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Mr. McKnight asked for and obtained the unanimous consent of the House, to bring in a bill entitled "An act amending an act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, to borrow money;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. McKnight made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. McKnight, and it was determined in the affirmative.

Mr. Dana made a motion that the House should agree to immediately resolve itself into a committee of the whole, on the bill entitled "An act relative to the public funds."

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Dana, and it was determined in the affirmative.

{ AYES 48 }  
{ NAYS 32 }

The ayes and noes being required by ten members,

Those who voted in the affirmative are

Mr. Anthony	Mr. Dusenbury	Mr. Myers
Mr. Archibald	Mr. Dyer	Mr. Myrick
Mr. Beardslee	Mr. Ellithorp	Mr. Orr
Mr. Bogardus	Mr. Enos	Mr. Smith
Mr. Bowne	Mr. Grinnell	Mr. Spafard
Mr. Butrick	Mr. Harris	Mr. Speaker
Mr. Campbell	Mr. Ingalls	Mr. Stafford
Mr. Cargill	Mr. Jackson	Mr. Stevenson
Mr. Case	Mr. Kingman	Mr. Temple
Mr. Cash	Mr. Livingston	Mr. Terry
Mr. Church	Mr. Mabbett	Mr. Titus
Mr. Clark	Mr. M'Keon	Mr. Wheeler
Mr. Crosby	Mr. Mersereau	Mr. Willes
Mr. Dana	Mr. Morehouse	Mr. Williams
Mr. Degrauw	Mr. Morrell	Mr. Wright
Mr. Drake	Mr. Morris	Mr. Young

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Those who voted in the negative are

Mr. Arnold	Mr. Hall	Mr. Robertson
Mr. Bartle	Mr. Healy	Mr. O. Robinson
Mr. Bockoven	Mr. Kernan	Mr. J. P. Robinson
Mr. Brown	Mr. Lewis	Mr. Stone
Mr. Chamberlin	Mr. Mitchell	Mr. Thomson
Mr. Clary	Mr. Osborne	Mr. Ward

Mr. Coe	Mr. Palmer	Mr. West
Mr. Collin	Mr. J. H. Parker	Mr. Wheaton
Mr. Cuykendall	Mr. Parkhurst	Mr. Whipple
Mr. Fleming	Mr. Patterson	Mr. Younglove
Mr. Haight	Mr. Phelps	

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The House accordingly resolved itself into a committee of the whole on the said bill; and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Enos, from the said committee, reported progress, and asked for leave to sit again.

Debates were had thereon; and the question being put whether the House would agree to grant such leave, it was determined in the affirmative.

{ AYES 50 }  
{ NAYS 38 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anderson	Mr. Enos	Mr. Orr
Mr. Anthony	Mr. Gardner	Mr. Ruggles
Mr. Beardslee	Mr. Germond	Mr. Smith
Mr. Bogardus	Mr. Harris	Mr. Spafard
Mr. Bowne	Mr. Hough	Mr. Sumner
Mr. Campbell	Mr. Jackson	Mr. Temple
Mr. Cargill	Mr. Kingman	Mr. Terry
Mr. Case	Mr. Livingston	Mr. Titus
Mr. Cash	Mr. Mabbett	Mr. Todd
Mr. Clark	Mr. M'Keon	Mr. Wait
Mr. Crosby	Mr. M'Knight	Mr. Wheeler
Mr. Culver	Mr. Mersereau	Mr. Willes
Mr. Dana	Mr. Morehouse	Mr. Williams
Mr. Drake	Mr. Morrell	Mr. Winfield
Mr. Dusenbury	Mr. Morris	Mr. Wright
Mr. Dyer	Mr. Myers	Mr. Young
Mr. Ellithorp	Mr. Myrick	

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Those who voted in the negative are

Mr. Arnold	Mr. Hone	Mr. O. Robinson
Mr. Bockoven	Mr. Ingalls	Mr. J. P. Robinson
Mr. Brown	Mr. Kernan	Mr. Shays
Mr. Church	Mr. Lewis	Mr. Stone
Mr. Clary	Mr. Lockwood	Mr. Strong
Mr. Coe	Mr. Mitchell	Mr. Thomson
Mr. Collin	Mr. Osborne	Mr. Ward
Mr. Cuykendall	Mr. Palmer	Mr. West
Mr. Fleming	Mr. J. H. Parker	Mr. Wheaton
Mr. Gordon	Mr. Parkhurst	Mr. Whipple

Mr. Haight  
Mr. Hall  
Mr. Healy

Mr. Patterson  
Mr. Phelps  
Mr. Robertson

Mr. Wood  
Mr. Younglove

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And then the House adjourned until ten o'clock to-morrow morning.

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## THURSDAY, MAY 1, 1834.

The House met pursuant to adjournment.

Mr. Wheeler, from the committee appointed in pursuance of the resolution of the twenty-fifth of April last, to examine all bills committed to a committee of the whole, and to report such public, local and private bills, as, in the opinion of the said committee, are entitled to receive the action of the Legislature previous to adjournment, reported the following bills, and recommended that the committee of the whole be discharged from the consideration of the same, and that they be severally ordered to a third reading:

The engrossed bill from the Senate, entitled "An act for the relief of Margaret Elizabeth Dominick Marvin and Ann Dominick Marvin;" the engrossed bill from the Senate, entitled "An act to incorporate the Buffalo marine-railway company;" the engrossed bill from the Senate, entitled "An act for the relief of George H. Feeter;" the engrossed bill from the Senate, entitled "An act to incorporate the Tuthill manufacturing company;" and the engrossed bill from the Senate, entitled "An act to incorporate the Montgomery manufacturing company."

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Hall, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to provide for any deficiency in the revenue of the Crooked lake canal;" the engrossed bill entitled "An act amending an act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, to borrow money;" the engrossed bill entitled "An act to incorporate the Auburn and Rochester rail-road company;" the engrossed bill entitled "An act for the relief of the Jefferson academy;" the engrossed bill entitled "An act in relation to the Albany Burgesses corps;" the engrossed bill entitled "An act to provide for the public security," and the engrossed bill entitled "An act to amend article third of title second of chapter sixth of part second of the Revised Statutes," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

Mr. Clary, from the select committee to which was referred the

bill entitled "An act to incorporate the Buffalo savings bank in the city of Buffalo," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered,* That the bill be engrossed.

The Senate returned the bill entitled "An act further to amend the act entitled 'An act to amend the several acts relating to the city of Albany, and to combine the same into one act,' passed April 13, 1826;" the bill entitled "An act for the relief of Neal Brown;" the bill entitled "An act to incorporate the Auburn and Syracuse rail-road company;" the bill entitled "An act to incorporate the Bowery savings bank," and the bill entitled "An act to incorporate the Frankfort manufacturing company."

*Ordered,* That the clerk deliver the said bills to the Governor.

Twelve several messages from the Senate were read, informing that they have passed the bill entitled "An act to incorporate the New-York Methodist mutual benefit society;" the bill entitled "An act to incorporate the Genesee Wesleyan seminary;" the bill entitled "An act to amend sections thirty-ninth and forty-second of part first, chapter twentieth, title first of the Revised Statutes, so as to authorise any one of the overseers of the poor to perform the services therein mentioned;" the bill entitled "An act to incorporate the Essex county academy;" the bill entitled "An act in relation to issuing attachments for witnesses by justices of the peace, in certain cases;" the bill entitled "An act to appoint commissioners to lay out a road from the head of the Crooked lake in the county of Steuben, to the village of Angelica in the county of Allegany;" the bill entitled "An act to authorise John Cooper junior, to erect a dam across the Conhocton river in the town of Erwin in the county of Steuben;" the bill entitled "An act to annex a part of the town of Onondaga to the town of Camillus in the county of Onondaga;" the bill entitled "An act to extend the act to incorporate the Squakie-hill bridge company, passed April 18th, 1833;" the bill entitled "An act requiring the board of supervisors of the county of Chenango to raise money to build a bridge across the Chenango river in the town of Greene;" the bill entitled "An act to provide for deficiencies in the revenue of the Crooked lake canal, and to confirm certain acts of the commissioners of the canal fund in relation thereto;" and the bill entitled "An act authorising the trustees of the town of Glenville to receive commutation for certain quit rents," severally without amendment.

*Ordered,* That the clerk deliver the said bills to the Governor.

A message from the Senate was read, informing that they have concurred with this House in its amendments to the bill entitled "An act to incorporate the Brooklyn lyceum," and have amended the same accordingly.

The said amended bill having been examined,

*Ordered,* That the Clerk return the same to the Senate.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the village of Binghanton," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 99 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fleming	Mr. Patterson
Mr. Anthony	Mr. Gardner	Mr. Phelps
Mr. Archibald	Mr. Germond	Mr. O. Robinson
Mr. Arnold	Mr. Gordon	Mr. J. P. Robinson
Mr. Barnes	Mr. Grinnell	Mr. Ruggles
Mr. Beardslee	Mr. Guinnip	Mr. Schermerhorn
Mr. Bockoven	Mr. Harris	Mr. Shays
Mr. Bogardus	Mr. Hasbrouck	Mr. Smith
Mr. Bostwick	Mr. Healy	Mr. Spafard
Mr. Bowne	Mr. Herttell	Mr. Speaker
Mr. Brasher	Mr. Hone	Mr. Staats
Mr. Brown	Mr. Hough	Mr. Stafford
Mr. Bull	Mr. Ingalls	Mr. Stevenson
Mr. Butrick	Mr. Jackson	Mr. Stone
Mr. Campbell	Mr. Johnson	Mr. Strong
Mr. Cargill	Mr. Jones	Mr. Sumner
Mr. Case	Mr. Kingman	Mr. Temple
Mr. Cash	Mr. Le Fever	Mr. Terry
Mr. Chamberlin	Mr. Lewis	Mr. Thomson
Mr. Church	Mr. Livingston	Mr. Titus
Mr. Clark	Mr. Lockwood	Mr. Todd
Mr. Clary	Mr. Mabbett	Mr. Wait
Mr. Coe	Mr. M'Knight	Mr. Ward
Mr. Collin	Mr. Mersereau	Mr. West
Mr. Crosby	Mr. Mitchell	Mr. Wheeler
Mr. Cuykendall	Mr. Morehouse	Mr. Whipple
Mr. Dana	Mr. Morrell	Mr. Willes
Mr. Degrauw	Mr. Morris	Mr. Williams
Mr. Drake	Mr. Myers	Mr. Winfield
Mr. Dusenbury	Mr. Orr	Mr. Wood
Mr. Dyer	Mr. Osborne	Mr. Wright
Mr. Ellithorp	Mr. Palmer	Mr. Younglove
Mr. Enos	Mr. I. S. Parker	Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act for establishing a justices' court in the city of Troy," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

Two several messages from the Senate were read, informing that they have passed the bill entitled "An act to amend part first, chapter sixteenth, title first, article fourth of the Revised Statutes, and in addition thereto;" and the bill entitled "An act concerning the cancelling and discharging of judgments," severally with the amendments therewith delivered.

The said bills and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bills to the Senate, and inform them that this House have concurred with them in their amendments to the said bills severally, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Buffalo and Niagara falls rail-road company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Gardner	Mr. Palmer
Mr. Archibald	Mr. Germond	Mr. I. S. Parker
Mr. Arnold	Mr. Gordon	Mr. J. H. Parker
Mr. Barnes	Mr. Grinnell	Mr. Patterson
Mr. Bockoven	Mr. Guinnip	Mr. Phelps
Mr. Bogardus	Mr. Haight	Mr. O. Robinson
Mr. Bostwick	Mr. Hall	Mr. J. P. Robinson
Mr. Bowne	Mr. Harris	Mr. Ruggles
Mr. Brasher	Mr. Hasbrouck	Mr. Schermerhorn
Mr. Brown	Mr. Healy	Mr. Shays
Mr. Bull	Mr. Herttell	Mr. Spafard
Mr. Butrick	Mr. Hone	Mr. Speaker
Mr. Campbell	Mr. Hough	Mr. Staats
Mr. Cargill	Mr. Jackson	Mr. Stafford
Mr. Case	Mr. Johnson	Mr. Stevenson
Mr. Cash	Mr. Kernan	Mr. Stone
Mr. Chamberlin	Mr. Kingman	Mr. Strong
Mr. Church	Mr. Le Fever	Mr. Temple

Mr. Clark	Mr. Lewis	Mr. Terry
Mr. Clary	Mr. Livingston	Mr. Thomson
Mr. Coe	Mr. Lockwood	Mr. Titus
Mr. Collin	Mr. Mabbett	Mr. Todd
Mr. Crosby	Mr. M'Knight	Mr. Ward
Mr. Cuykendall	Mr. Mersereau	Mr. West
Mr. Dana	Mr. Mitchell	Mr. Wheeler
Mr. Degrauw	Mr. Morehouse	Mr. Whipple
Mr. Drake	Mr. Morrell	Mr. Willes
Mr. Dusenbury	Mr. Morris	Mr. Williams
Mr. Dyer	Mr. Myers	Mr. Winfield
Mr. Ellithorp	Mr. Nichols	Mr. Wood
Mr. Enos	Mr. Orr	Mr. Younglove
Mr. Fleming	Mr. Osborne	Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Oneida and Jefferson turnpike road company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Haight	Mr. Patterson
Mr. Barnes	Mr. Hall	Mr. Ringgold
Mr. Beardslee	Mr. Harris	Mr. Robertson
Mr. Bockoven	Mr. Hasbrouck	Mr. O. Robinson
Mr. Bostwick	Mr. Herttell	Mr. J. P. Robinson
Mr. Bull	Mr. Hone	Mr. Schermerhorn
Mr. Butrick	Mr. Hough	Mr. Smith
Mr. Campbell	Mr. Jackson	Mr. Spafard
Mr. Cargill	Mr. Johnson	Mr. Speaker
Mr. Case	Mr. Jones	Mr. Staats
Mr. Cash	Mr. Kernan	Mr. Stafford
Mr. Chamberlin	Mr. Kingman	Mr. Stevenson
Mr. Church	Mr. Le Fever	Mr. Stone
Mr. Clark	Mr. Lewis	Mr. Strong
Mr. Clary	Mr. Livingston	Mr. Sumner
Mr. Coe	Mr. Lockwood	Mr. Temple
Mr. Collin	Mr. Mabbett	Mr. Terry



Mr. Cuykendall	Mr. M'Keon	Mr. Titus
Mr. Dana	Mr. M'Knight	Mr. Todd
Mr. Degrauw	Mr. Mersereau	Mr. Ward
Mr. Drake	Mr. Mitchell	Mr. West
Mr. Dusenbury	Mr. Morehouse	Mr. Wheaton
Mr. Dyer	Mr. Morrell	Mr. Whipple
Mr. Ellithorp	Mr. Morris	Mr. Willes
Mr. Enos	Mr. Myers	Mr. Williams
Mr. Gardner	Mr. Orr	Mr. Winfield
Mr. Germond	Mr. Osborne	Mr. Wood
Mr. Gordon	Mr. Palmer	Mr. Younglove
Mr. Grinnell	Mr. I. S. Parker	Mr. Young
Mr. Guinnip	Mr. J. H. Parker	

89

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to revive the act entitled 'An act to incorporate the Bath and Crooked lake rail-road company,' and to amend the same," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 87 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Hall	Mr. Robertson
Mr. Anthony	Mr. Harris	Mr. O. Robinson
Mr. Arnold	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Beardslee	Mr. Healy	Mr. Schermerhorn
Mr. Bockoven	Mr. Herttell	Mr. Shays
Mr. Bostwick	Mr. Hough	Mr. Smith
Mr. Butrick	Mr. Ingalls	Mr. Spafard
Mr. Campbell	Mr. Jackson	Mr. Speaker
Mr. Cargill	Mr. Johnson	Mr. Staats
Mr. Case	Mr. Jones	Mr. Stafford
Mr. Cash	Mr. Kernan	Mr. Stevenson
Mr. Chamberlin	Mr. Kingman	Mr. Stone
Mr. Church	Mr. Le Fever	Mr. Strong
Mr. Clark	Mr. Lewis	Mr. Sumner
Mr. Clary	Mr. Livingston	Mr. Temple
Mr. Coe	Mr. Lockwood	Mr. Terry
Mr. Collin	Mr. M'Knight	Mr. Titus
Mr. Crosby	Mr. Mersereau	Mr. Todd

Mr. Cuykendall	Mr. Mitchell	Mr. Ward
Mr. Dana	Mr. Morehouse	Mr. West
Mr. Degrauw	Mr. Morris	Mr. Wheaton
Mr. Drake	Mr. Myers	Mr. Wheeler
Mr. Dyer	Mr. Orr	Mr. Whipple
Mr. Ellithorp	Mr. Osborne	Mr. Willes
Mr. Enos	Mr. Palmer	Mr. Williams
Mr. Germond	Mr. I. S. Parker	Mr. Winfield
Mr. Gordon	Mr. J. H. Parker	Mr. Wood
Mr. Grinnell	Mr. Patterson	Mr. Younglove
Mr. Guinnip	Mr. Ringgold	Mr. Young

87

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

A message from the Senate was read, informing that they have passed the bill entitled "An act to enlarge the boundaries of the village of Salem in the county of Washington, and to amend the act to vest certain powers in the freeholders and inhabitants of the village of Salem in the county of Washington," passed April 4th, 1803," with the amendments therewith delivered, one of the said amendments being to alter the title to "An act in relation to the village of Salem in the county of Washington."

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Haight	Mr. Robertson
Mr. Anthony	Mr. Hall	Mr. O. Robinson
Mr. Archibald	Mr. Harris	Mr. J. P. Robinson
Mr. Beardslee	Mr. Hasbrouck	Mr. Schermerhorn
Mr. Bockoven	Mr. Healy	Mr. Shays
Mr. Bostwick	Mr. Hone	Mr. Smith
Mr. Bowne	Mr. Hough	Mr. Spafard
Mr. Brasher	Mr. Ingalls	Mr. Speaker
Mr. Bull	Mr. Jackson	Mr. Staats
Mr. Campbell	Mr. Jones	Mr. Stafford
Mr. Cargill	Mr. Kernan	Mr. Stevenson
Mr. Case	Mr. Kingman	Mr. Stone
Mr. Cash	Mr. Le Fever	Mr. Strong
Mr. Church	Mr. Lewis	Mr. Sumner
Mr. Clark	Mr. Livingston	Mr. Temple
Mr. Clary	Mr. Mabbett	Mr. Terry

Mr. Coe	Mr. M'Keon	Mr. Thomson
Mr. Collin	Mr. M'Knight	Mr. Titus
Mr. Crosby	Mr. Mersereau	Mr. Todd
Mr. Cuykendall	Mr. Mitchell	Mr. West
Mr. Dana	Mr. Morehouse	Mr. Wheaton
Mr. Degrauw	Mr. Morris	Mr. Wheeler
Mr. Drake	Mr. Myers	Mr. Whipple
Mr. Dusenbury	Mr. Orr	Mr. Willes
Mr. Dyer	Mr. Osborne	Mr. Williams
Mr. Ellithorp	Mr. Palmer	Mr. Winfield
Mr. Enos	Mr. I. S. Parker.	Mr. Wood
Mr. Germond	Mr. J. H. Parker	Mr. Younglove
Mr. Grinnell	Mr. Phelps	Mr. Young
Mr. Guinnip	Mr. Ringgold	

89

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to incorporate the New-York marine dry dock company."

Also the bill entitled "An act for the relief of Neal Brown."  
W. L. MARCY.

*Albany, May 1, 1834.*

The engrossed bill entitled "An act to provide for the improvement of the canals of this State," was read the third time.

Debates were had thereon; and while the same was under consideration, Mr. Enos moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Thereupon,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative.

{ AYES 66 }  
{ NAYS 34 }

The ayes and nays being required by ten members,

Those who voted in the affirmative are

Mr. Anthony	Mr. Fleming	Mr. Osborne
Mr. Arnold	Mr. Germond	Mr. Palmer
Mr. Beardslee	Mr. Grinnell	Mr. I. S. Parker
Mr. Bockoven	Mr. Guinnip	Mr. J. H. Parker

Mr. Bogardus	Mr. Haight	Mr. Patterson
Mr. Bostwick	Mr. Hall	Mr. Phelps
Mr. Brasher	Mr. Hasbrouck	Mr. Ringgold
Mr. Brown	Mr. Healy	Mr. J. P. Robinson
Mr. Bull	Mr. Hone	Mr. Shays
Mr. Campbell	Mr. Hough	Mr. Smith
Mr. Cargill	Mr. Kernan	Mr. Speaker
Mr. Case	Mr. Lewis	Mr. Staats
Mr. Chamberlin	Mr. Livingston	Mr. Stafford
Mr. Church	Mr. Lockwood	Mr. Stone
Mr. Clark	Mr. Mabbett	Mr. Strong
Mr. Clary	Mr. M'Keon	Mr. Thomson
Mr. Coe	Mr. M'Knight	Mr. Titus
Mr. Cuykendall	Mr. Mitchell	Mr. Ward
Mr. Dana	Mr. Morrell	Mr. Wheaton
Mr. Degrauw	Mr. Morris	Mr. Williams
Mr. Dyer	Mr. Myers	Mr. Wood
Mr. Enos	Mr. Orr	Mr. Younglove

66

Those who voted in the negative are

Mr. Anderson	Mr. Herttell	Mr. Spafard
Mr. Barnes	Mr. Ingalls	Mr. Stevenson
Mr. Bowne	Mr. Jackson	Mr. Sumner
Mr. Butrick	Mr. Johnson	Mr. Temple
Mr. Cash	Mr. Kingman	Mr. Terry
Mr. Collin	Mr. Le Fever	Mr. Todd
Mr. Culver	Mr. Morehouse	Mr. Wheeler
Mr. Drake	Mr. Nichols	Mr. Whipple
Mr. Dusenbury	Mr. O. Robinson	Mr. Winfield
Mr. Gardner	Mr. Ruggles	Mr. Wright
Mr. Gordon	Mr. Schermerhorn	Mr. Young
Mr. Harris		

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The engrossed bill entitled "An act to amend an act entitled 'An act to incorporate the Troy turnpike and rail-road company,' passed April 18th, 1832," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Gardner	Mr. Patterson
Mr. Arnold	Mr. Germond	Mr. Phelps
Mr. Beardslee	Mr. Gordon	Mr. Ringgold
Mr. Bockoven	Mr. Guinnip	Mr. O. Robinson

Mr. Bogardus	Mr. Haight	Mr. J. P. Robinson
Mr. Bostwick	Mr. Harris	Mr. Ruggles
Mr. Bowne	Mr. Healy	Mr. Schermerhorn
Mr. Brasher	Mr. Herttell	Mr. Shays
Mr. Brown	Mr. Hough	Mr. Spafard
Mr. Bull	Mr. Jackson	Mr. Speaker
Mr. Butrick	Mr. Kernan	Mr. Staats
Mr. Campbell	Mr. Kingman	Mr. Stafford
Mr. Cargill	Mr. Le Fever	Mr. Stevenson
Mr. Case	Mr. Lewis	Mr. Stone
Mr. Cash.	Mr. Livingston	Mr. Strong
Mr. Chamberlin	Mr. Lockwood	Mr. Temple
Mr. Church	Mr. Mabbett	Mr. Terry
Mr. Clark	Mr. M'Keon	Mr. Thomson
Mr. Clary	Mr. M'Knight	Mr. Titus
Mr. Coe	Mr. Mitchell	Mr. Todd
Mr. Collin	Mr. Morehouse	Mr. Wait
Mr. Crosby	Mr. Morrell	Mr. West
Mr. Culver	Mr. Morris	Mr. Whipple
Mr. Cuykendall	Mr. Nichols	Mr. Willes
Mr. Dana	Mr. Orr	Mr. Williams
Mr. Degrauw	Mr. Osborne	Mr. Winfield
Mr. Drake	Mr. Palmer	Mr. Wood
Mr. Dusenbury	Mr. I. S. Parker	Mr. Wright
Mr. Dyer	Mr. J. H. Parker	Mr. Younglove
Mr. Enos	Mr. Parkhurst	Mr. Young
Mr. Fleming		

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*Ordered,* That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to provide for supplying the city of New-York with pure and wholesome water," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Fleming	Mr. Patterson
Mr. Archibald	Mr. Gardner	Mr. Phelps
Mr. Arnold	Mr. Germond	Mr. J. P. Robinson
Mr. Beardslee	Mr. Gordon	Mr. Ruggles
Mr. Bockoven	Mr. Grinnell	Mr. Schermerhorn
Mr. Bogardus	Mr. Guinnip	Mr. Shays
Mr. Bostwick	Mr. Haight	Mr. Smith
Mr. Bowne	Mr. Harris	Mr. Speaker

Mr. Brasher	Mr. Healy	Mr. Staats
Mr. Brown	Mr. Herttell	Mr. Stafford
Mr. Bull	Mr. Hough	Mr. Stevenson
Mr. Butrick	Mr. Jackson	Mr. Stone
Mr. Campbell	Mr. Kingman	Mr. Strong
Mr. Cargill	Mr. Le Fever	Mr. Sumner
Mr. Case	Mr. Lewis	Mr. Temple
Mr. Chamberlin	Mr. Livingston	Mr. Terry
Mr. Church	Mr. Lockwood	Mr. Thomson
Mr. Clark	Mr. Mabbett	Mr. Titus
Mr. Clary	Mr. M'Keon	Mr. Todd
Mr. Coe	Mr. M'Knight	Mr. Wait
Mr. Collin	Mr. Mitchell	Mr. Ward
Mr. Crosby	Mr. Morehouse	Mr. West
Mr. Culver	Mr. Morrell	Mr. Wheeler
Mr. Cuykendall	Mr. Morris	Mr. Whipple
Mr. Dana	Mr. Myers	Mr. Willes
Mr. Degrauw	Mr. Nichols	Mr. Williams
Mr. Drake	Mr. Orr	Mr. Wood
Mr. Dusenbury	Mr. Palmer	Mr. Wright
Mr. Dyer	Mr. I. S. Parker	Mr. Young
Mr. Enos	Mr. J. H. Parker	

89

*Ordered,* That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill from the Senate, entitled "An act to incorporate the village of Clarkville in the county of Madison," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Grinnell	Mr. Patterson
Mr. Archibald	Mr. Guinnip	Mr. Phelps
Mr. Arnold	Mr. Haight	Mr. Ringgold
Mr. Beardslee	Mr. Hall	Mr. O. Robinson
Mr. Bockoven	Mr. Harris	Mr. J. P. Robinson
Mr. Bogardus	Mr. Hasbrouck	Mr. Ruggles
Mr. Bostwick	Mr. Healy	Mr. Schermerhorn
Mr. Bowne	Mr. Herttell	Mr. Shays
Mr. Brasher	Mr. Hough	Mr. Smith

Mr. Brown	Mr. Ingalls	Mr. Spafard
Mr. Bull	Mr. Jackson	Mr. Staats
Mr. Butrick	Mr. Jones	Mr. Stafford
Mr. Campbell	Mr. Kernan	Mr. Stevenson
Mr. Cargill	Mr. Kingman	Mr. Stone
Mr. Case	Mr. Le Fever	Mr. Strong
Mr. Cash	Mr. Lewis	Mr. Sumner
Mr. Church	Mr. Livingston	Mr. Temple
Mr. Clark	Mr. Mabbett	Mr. Terry
Mr. Coe	Mr. Marvin	Mr. Thomson
Mr. Collin	Mr. M'Keon	Mr. Titus
Mr. Crosby	Mr. Mitchell	Mr. Todd
Mr. Culver	Mr. Morehouse	Mr. Wait
Mr. Cuykendall	Mr. Morrell	Mr. Ward
Mr. Dana	Mr. Morris	Mr. West
Mr. Drake	Mr. Myers	Mr. Wheeler
Mr. Dusenbury	Mr. Nichols	Mr. Whipple
Mr. Dyer	Mr. Orr	Mr. Willes
Mr. Ellithorp	Mr. Osborne	Mr. Williams
Mr. Enos	Mr. Palmer	Mr. Winfield
Mr. Fleming	Mr. I. S. Parker	Mr. Wright
Mr. Gardner	Mr. Parkhurst	Mr. Young
Mr. Germond		

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

The engrossed bill from the Senate, entitled "An act to allow and regulate costs in cases of attachments," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill from the Senate, entitled "An act concerning the First Christian party of Oneida Indians," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

*Resolved*, That the bill and amendment do pass.

The engrossed bill from the Senate, entitled "An act authorising the supervisors of Ulster county to raise money to build a bridge over the Rondout creek at Rosendale," with the engrossed amendments thereto, was read the third time.

*Resolved*, That the bill and amendments do pass.

*Ordered*, That the Clerk return the said bills to the Senate, and inform them that this House have passed the same severally with the amendments therewith delivered.

The engrossed bill from the Senate, entitled "An act to authorise the sale of a certain gore of land in the village of Lodi in the town of Salina," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act concerning the circuit courts in the county of Schoharie," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act for the relief of George H. Feeter," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill from the Senate, entitled "An act for the relief of Margaret Elizabeth Dominick Marvin and Ann Dominick Marvin," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

The engrossed bill entitled "An act relative to the opening of Amos-street from Greenwich-lane to the sixth avenue in the city of New-York," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to amend article third of title second of chapter sixth of part second of the Revised Statutes," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to provide for any deficiency in the revenue of the Crooked lake canal," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act amending an act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, to borrow money," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to provide for the public security," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act in relation to the Albany Burgesses corps," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act authorising Joseph Russell and John E. Norman to construct and maintain a dam across the Schroon river, between the towns of Bolton and Chester in the county of Warren," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act to authorise the supervisors of the county of Monroe to raise money to build a bridge across the Genesee river, at some eligible point between the mouth of Little Black creek and William Tone's old tavern stand in the town of Chili," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The House then proceeded to the consideration of the report of



the committee appointed in pursuance of the forty-seventh rule of this House, on the bill entitled "An act authorising the building of a bridge over the middle branch of the Hudson river, between the towns of Athol and Warrensburgh;" the said report being, that in the opinion of the committee, the bill requires the assent of two-thirds of all the members elected to both houses of the Legislature to pass the same.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the negative.

*Ordered*, That the said bill and report be laid upon the table.

And then the House adjourned till four o'clock this afternoon.

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#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

Mr. Shays offered for the consideration of the House, a resolution, with a recital, in the words following, to wit:

Whereas the people of this State, at the two last sessions of the Legislature thereof, have very generally petitioned for a total repeal of, or for essential alterations and modifications of the famous law to abolish imprisonment for debt, passed April 26th, 1831: And whereas it is the opinion of this House, that the law before alluded to is very defective in many of its provisions, and has entirely failed in accomplishing the object intended, or in fulfilling the expectations of its advocates; inasmuch as the collection of debts, particularly those of a less amount than fifty dollars, have, under its operations, been rendered much more difficult and uncertain, and does in effect tend to invite and encourage fraud in contracting debts, and dishonesty in withholding the just payment of the same: And whereas it is the opinion of this House, that while it is the duty of legislators, on the one hand, to secure and protect the honest debtor in the full possession and enjoyment of his liberty, it is also their bounden duty, on the other, to see that the rights of creditors are secured, by giving them an opportunity to reach the property of such persons as possess the means, but lack the disposition, to pay their honest debts: And whereas this House has, by a vote of eighty-three to eighteen, passed a bill which fully recognizes the principle of non-imprisonment of the honest debtor, but, unlike the present law, protects also the just rights of the creditors, which bill has been sent to the Honorable the Senate:

Therefore,

*Resolved*, That this House do fully concur in the opinion expressed by the petitioners, as to the inefficiency and unequal operation of the present law in relation to the collection of debts, and believe it should be so amended as to enable the creditor to reach

the property of the debtor, or so much at least as shall be necessary to satisfy the demand, while at the same time the honest debtor should not be liable to imprisonment.

*Ordered*, That the said resolution be laid upon the table.

Mr. Jones offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the Clerk of the Assembly cause the Senate and Assembly documents, with an index, to be bound in boards, with leather backs, and deliver the same, together with the journals and session laws, to the Secretary of State, within thirty days after the adjournment of the Legislature; and that the Secretary of State, within ten days after the receipt of the same, send the same to the several county clerks, to be delivered to the members composing this Assembly, entitled to them; and that the expenses required to carry the foregoing provisions into effect, be paid out of the contingent fund of this House.

*Ordered*, That the said resolution be laid upon the table.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Ringgold; the same was again read, in the words following, to wit:

*Resolved*, That the vote on the bill from the Senate, for incorporating the Young Men's Association, be reconsidered.

Debates were had thereon; and the question being put whether the House would agree to the said resolution, it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES    80 }  
 { NAYS   09 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. Osborne
Mr. Anthony	Mr. Grinnell	Mr. Palmer
Mr. Archibald	Mr. Guinnip	Mr. I. S. Parker
Mr. Beardslee	Mr. Haight	Mr. J. H. Parker
Mr. Bockoven	Mr. Hall	Mr. Parkhurst
Mr. Bostwick	Mr. Harris	Mr. Patterson
Mr. Brown	Mr. Healy	Mr. O. Robinson
Mr. Bull	Mr. Herttell	Mr. J. P. Robinson
Mr. Butrick	Mr. Hone	Mr. Schermerhorn
Mr. Cargill	Mr. Ingalls	Mr. Smith
Mr. Case	Mr. Jackson	Mr. Speaker
Mr. Cash	Mr. Johnson	Mr. Staats
Mr. Church	Mr. Jones	Mr. Stafford
Mr. Clark	Mr. Kingman	Mr. Stone
Mr. Coe	Mr. Le Fever	Mr. Strong
Mr. Collin	Mr. Lewis	Mr. Terry
Mr. Crosby	Mr. Livingston	Mr. Titus
Mr. Culver	Mr. Mabbett	Mr. Todd
Mr. Dana	Mr. Marvin	Mr. Wait

Mr. Degrauw	Mr. M'Keon	Mr. Ward
Mr. Drake	Mr. Morehouse	Mr. Willes
Mr. Dusenbury	Mr. Morrell	Mr. Williams
Mr. Dyer	Mr. Morris	Mr. Winfield
Mr. Ellithorp	Mr. Myers	Mr. Wood
Mr. Enos	Mr. Myrick	Mr. Younglove
Mr. Fleming	Mr. Nichols	Mr. Young
Mr. Germond	Mr. Orr	

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Those who voted in the negative are

Mr. Bogardus	Mr. Hasbrouck	Mr. Sumner
Mr. Campbell	Mr. Lockwood	Mr. Temple
Mr. Cuykendall	Mr. Spafard	Mr. Whipple

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The House then proceeded to the consideration of the report of the select committee to which was referred the bill entitled "An act relating to the decision of certain causes in the supreme court, upon writs of error;" the said report being that the committee had disagreed to the first section and the enacting clause of the said bill.

Debates were had thereon; and the question being put whether the House would agree with the committee in their report, it was determined in the affirmative.

*Ordered*, That the committee of the whole be discharged from the further consideration of the following resolution, heretofore offered by Mr. Wheeler, from the committee on ways and means:

*Resolved*, That the following amendment to the Constitution of this State be proposed, and referred to the Legislature next to be chosen; and that the Secretary of State cause the same to be published in one newspaper in each of the counties of this State, if there be one printed therein, for three months previous to the next annual election, in pursuance of the provisions of the first section of the eighth article of the said Constitution:

. Whenever a sufficient amount of money shall be collected and safely invested for the reimbursement of such part as may then be unpaid, of the money borrowed for the construction of the navigable communications between the great western and northern lakes and the Atlantic ocean, the tenth section of the seventh article of the Constitution of this State, so far as it relates to the rates of toll, the amount of duties on the manufacture of salt, and the amount of duties on goods sold at auction, and so far as it relates to the appropriation and application of the tolls and duties thereafter to be collected, shall cease and determine.

Mr. Myers made a motion that the House should agree to amend the said resolution, by striking out all after the word "*Resolved*," and inserting the following:

"That the following amendment to the Constitution of this State be proposed, and referred to the Legislature next to be chosen, and that the Secretary of State cause the same to be published in one newspaper in each of the counties of this State, if there be one printed therein, for three months previous to the next annual elec-

tion, in pursuance of the provisions of the first section of the eighth article of the said Constitution:

"Whenever a sufficient amount of money shall be collected and safely invested for the reimbursement of such part as may then be unpaid of the money borrowed for the construction of the Erie and Champlain canals, the tenth section of the seventh article of the Constitution of this State, so far as it relates to the amount of duties on the manufacture of salt, and the amount of duties on goods sold at auction, shall cease and determine: and thereafter the duties on goods sold at auction, excepting therefrom the sum of thirty-three thousand five hundred dollars otherwise appropriated by the act of the fifteenth of April, one thousand eight hundred and seventeen, and the duties on the manufacture of salt, shall be restored to the general fund."

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Myers, and it was determined in the affirmative.

Thereupon,

*Ordered*, That the question on agreeing to the said resolution as amended, be laid upon the table until the hour of twelve o'clock to-morrow.

*Ordered*, That the usual number of copies of the said amendment be printed for the use of the Legislature.

Mr. Hone offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the ninth section of article seventh of the Constitution of the State of New-York, be so amended as that the assent of a majority of the members elected to each branch of the Legislature, shall be requisite to every bill appropriating the public money or property for local or private purposes, or creating, continuing, altering or renewing any body politic or corporate.

*Ordered*, That the said resolution be laid upon the table.

And then the House adjourned until ten o'clock to-morrow morning.

## FRIDAY, MAY 2, 1834.

The House met pursuant to adjournment.

Mr. Haight, from the committee on the judiciary, to which was referred the memorial of the judges of the court of common pleas of the county of Saratoga, reported; and recommended that the prayer of the petitioners be denied.

*See Document No. 399.]*

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Bull, from the select committee to which was referred the petition of sundry inhabitants of the counties of Albany and Rensselaer, praying for the appointment of pilots for vessels of other States, reported, that in the opinion of the committee, the prayer of the petition ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Phelps, from the select committee to which was referred the bill entitled "An act to amend an act entitled 'An act to subject certain debts owing to non-residents, to taxation,' passed April 27, 1833," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. Hertell, from the select committee to which was referred the bill entitled "An act defining the duties of assessors," reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House.

*Ordered*, That the bill be engrossed.

Mr. McKnight, from the committee on public lands, to which was referred the petition of Joseph Carter and Isabella Fisher, praying for the release of a certain bond and mortgage in favor of the people of this State, reported a bill, entitled "An act authorising the Comptroller to cancel and discharge a bond and mortgage against Joseph Carter, to the people of this State;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. McKnight made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. McKnight, and it was determined in the affirmative.

Mr. Case, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act defining the duties of assessors relative to the property of incorporated societies, and of the clergy;" the engrossed bill entitled "An act to incorporate the Syracuse and Utica rail-road company;" the engrossed bill entitled "An act relating to the fees of the officers of Williamsburgh in the county of Kings;" the engrossed bill entitled "An act authorising the appointment of a supreme court commissioner, to reside at Medina in the county of Orleans;" and the engrossed bill entitled "An act to incorporate the Buffalo savings bank in the city of Buffalo," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

Fifteen several messages from the Senate were read, informing that they have rejected the bill entitled "An act to authorise the surrogate of the county of Greene to grant an order to sell certain lands in said county;" the bill entitled "An act relating to foreign paupers;" the bill entitled "An act to amend article second of title eighth of the twentieth chapter of the first part of the Revised Statutes;" the bill entitled "An act to amend an act entitled 'An act to incorporate the Croton turnpike company,' passed April 6th, 1807;" the bill entitled "An act to authorise Nathaniel Bacon, William H. Bacon and Cyrus Bacon to sell and convey certain real estate;" the bill entitled "An act to incorporate the Tarrytown mutual association for the suppression of horse stealing;" the bill entitled "An act to amend the charter of the Saratoga county bank;" the bill entitled "An act for the relief of the First Congregational society of the town of Riga in the county of Monroe;" the bill entitled "An act to incorporate the president, directors and company of the Cortland county bank;" the bill entitled "An act to incorporate the president, directors and company of the Oneida county bank;" the bill entitled "An act to incorporate the president, directors and company of the Delaware county bank;" the bill entitled "An act to incorporate the president, directors and company of the Ulster village bank in the county of Ulster;" the bill entitled "An act to amend the charter of the Bank of Genesee;" the bill entitled "An act to amend the charter of the Lockport bank," and the bill entitled "An act to incorporate the Van Buren cotton manufacturing company."

Four several messages from the Senate were read, informing that they have passed the bill entitled "An act to incorporate the village of Camden in the county of Oneida;" the bill entitled "An act to incorporate the New-Woodstock academy;" the bill entitled "An act concerning the State prisons;" and the bill entitled "An act to amend an act entitled 'An act to incorporate the Troy and Schenectady McAdam turnpike company,' passed April 30, 1823," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

The Senate returned the bill entitled "An act to alter and amend an act entitled 'An act to incorporate the New-York life insurance and trust company,' passed March 9th, 1830;" the bill entitled "An act to incorporate the Binghamton and Harpersville turnpike road company;" the bill entitled "An act for the relief of Lewis Beebe and John Chapman," and the bill entitled "An act to incorporate the Saratoga and Washington rail-road company."

*Ordered*, That the clerk deliver the said bills to the Governor.

The Senate sent for concurrence, a bill entitled "An act to amend an act to incorporate the city of Troy."

The said bill was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Bull made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Bull, and it was determined in the affirmative.

A message from the Senate was read, informing that they have passed the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Skaneateles in the county of Onondaga,' passed April 19th, 1833," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 90 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Fowler	Mr. Osborne
Mr. Anthony	Mr. Germond	Mr. Palmer
Mr. Archibald	Mr. Grinnell	Mr. I. S. Parker
Mr. Arnold	Mr. Guinnip	Mr. J. H. Parker
Mr. Bagley	Mr. Haight	Mr. Parkhurst
Mr. Beardslee	Mr. Hall	Mr. Patterson
Mr. Bockoven	Mr. Harris	Mr. Phelps
Mr. Bogardus	Mr. Hasbrouck	Mr. Ringgold
Mr. Bostwick	Mr. Healy	Mr. J. P. Robinson.
Mr. Bowne	Mr. Herttell	Mr. Schermerhorn
Mr. Brasher	Mr. Hough	Mr. Shays
Mr. Brown	Mr. Ingalls	Mr. Smith
Mr. Bull	Mr. Jackson	Mr. Speaker
Mr. Cargill	Mr. Jones	Mr. Staats
Mr. Case	Mr. Kernan	Mr. Stafford
Mr. Cash	Mr. Kingman	Mr. Stone
Mr. Clark	Mr. Le Fever	Mr. Strong.
Mr. Clary	Mr. Lewis	Mr. Temple
Mr. Coe	Mr. Livingston	Mr. Terry
Mr. Collin	Mr. Mabbett	Mr. Thomson
Mr. Crosby	Mr. M'Keon	Mr. Titus
Mr. Culver	Mr. Mersereau	Mr. Ward
Mr. Cuykendall	Mr. Mitchell	Mr. West
Mr. Dana	Mr. Morchouse	Mr. Wheeler
Mr. Degrauw	Mr. Morrell	Mr. Whipple
Mr. Drake	Mr. Morris	Mr. Willes
Mr. Dusenbury	Mr. Myers	Mr. Williams
Mr. Dyer	Mr. Myrick	Mr. Wright
Mr. Ellithorp	Mr. Nichols	Mr. Younglove
Mr. Fleming	Mr. Orr	Mr. Young

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Greenwich insurance company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. Orr
Mr. Anthony	Mr. Gordon	Mr. Osborne
Mr. Archibald	Mr. Grinnell	Mr. Palmer
Mr. Arnold	Mr. Guinnip	Mr. I. S. Parker
Mr. Bagley	Mr. Haight	Mr. J. H. Parker
Mr. Bockoven	Mr. Hall	Mr. Parkhurst
Mr. Bogardus	Mr. Harris	Mr. Patterson
Mr. Bostwick	Mr. Hasbrouck	Mr. Phelps
Mr. Bowne	Mr. Healy	Mr. O. Robinson
Mr. Brasher	Mr. Hertell	Mr. J. P. Robinson
Mr. Brown	Mr. Hough	Mr. Schermerhorn
Mr. Campbell	Mr. Ingalls	Mr. Shays
Mr. Cargill	Mr. Jackson	Mr. Smith
Mr. Case	Mr. Jones	Mr. Spafard
Mr. Cash	Mr. Kernan	Mr. Speaker
Mr. Clark	Mr. Le Fever	Mr. Staats
Mr. Clary	Mr. Lewis	Mr. Stafford
Mr. Collin	Mr. Livingston	Mr. Stone
Mr. Crosby	Mr. Mabbett	Mr. Terry
Mr. Culver	Mr. Marvin	Mr. Thomson
Mr. Cuykendall	Mr. M'Keon	Mr. Todd
Mr. Dana	Mr. M'Knight	Mr. West
Mr. Degrauw	Mr. Mersereau	Mr. Wheeler
Mr. Drake	Mr. Mitchell	Mr. Whipple
Mr. Dusenbury	Mr. Morehouse	Mr. Willes
Mr. Dyer	Mr. Morrell	Mr. Williams
Mr. Ellithorp	Mr. Morris	Mr. Winfield
Mr. Enos	Mr. Myers	Mr. Wood
Mr. Fleming	Mr. Myrick	Mr. Younglove
Mr. Fowler	Mr. Nichols	Mr. Young
Mr. Gardner		

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.



A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Medina and Darien rail-road company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Guinnip	Mr. I. S. Parker
Mr. Beardslee	Mr. Haight	Mr. J. H. Parker
Mr. Bockoven	Mr. Hall	Mr. Parkhurst
Mr. Bogardus	Mr. Harris	Mr. Patterson
Mr. Bostwick	Mr. Hasbrouck	Mr. Phelps
Mr. Bowne	Mr. Herttell	Mr. O. Robinson
Mr. Brasher	Mr. Hough	Mr. J. P. Robinson
Mr. Brown	Mr. Ingalls	Mr. Schermerhorn
Mr. Bull	Mr. Jackson	Mr. Shays
Mr. Butrick	Mr. Johnson	Mr. Smith
Mr. Campbell	Mr. Jones	Mr. Snyder
Mr. Cargill	Mr. Kingman	Mr. Spafard
Mr. Case	Mr. Le Fever	Mr. Speaker
Mr. Cash	Mr. Lewis	Mr. Staats
Mr. Church	Mr. Livingston	Mr. Stone
Mr. Clark	Mr. Mabbett	Mr. Strong
Mr. Coe	Mr. M'Keon	Mr. Sumner
Mr. Collin	Mr. M'Knight	Mr. Temple
Mr. Crosby	Mr. Mersereau	Mr. Terry
Mr. Culver	Mr. Mitchell	Mr. Thomson
Mr. Cuykendall	Mr. Morehouse	Mr. Titus
Mr. Dana	Mr. Morrell	Mr. Todd
Mr. Drake	Mr. Morris	Mr. Wait
Mr. Dusenbury	Mr. Myers	Mr. Whipple
Mr. Dyer	Mr. Myrick	Mr. Willes
Mr. Ellithorp	Mr. Nichols	Mr. Williams
Mr. Enos	Mr. Orr	Mr. Wood
Mr. Fowler	Mr. Osborne	Mr. Younglove
Mr. Gordon	Mr. Palmer	Mr. Young
Mr. Grinnell		

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

The hour of eleven o'clock having arrived, the House proceeded,

pursuant to the order of yesterday, to the consideration of the resolution heretofore offered by Mr. Wheeler, from the committee on ways and means, relative to an amendment of the Constitution; the question being upon agreeing to the said resolution as amended.

Debates were had thereon; and the question being put whether the House would agree to the said resolution as amended, it was determined in the affirmative, a majority of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 97 }  
{ NAYS 07 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. Parkhurst
Mr. Anthony	Mr. Guinnip	Mr. Phelps
Mr. Archibald	Mr. Haight	Mr. Ringgold
Mr. Arnold	Mr. Hall	Mr. O. Robinson
Mr. Beardslee	Mr. Hasbrouck	Mr. J. P. Robinson
Mr. Bogardus	Mr. Healy	Mr. Schermerhorn
Mr. Bostwick	Mr. Hertell	Mr. Shays
Mr. Bowne	Mr. Hough	Mr. Smith
Mr. Brasher	Mr. Ingalls	Mr. Snyder
Mr. Bull	Mr. Jackson	Mr. Spafard
Mr. Butrick	Mr. Johnson	Mr. Speaker
Mr. Campbell	Mr. Jones	Mr. Staats
Mr. Cargill	Mr. Kingman	Mr. Stafford
Mr. Case	Mr. Le Fever	Mr. Stone
Mr. Cash	Mr. Livingston	Mr. Strong
Mr. Church	Mr. Mabbett	Mr. Sumner
Mr. Clark	Mr. Marvin	Mr. Temple
Mr. Coe	Mr. M'Keon	Mr. Terry
Mr. Collin	Mr. M'Knight	Mr. Thomson
Mr. Crosby	Mr. Mersereau	Mr. Titus
Mr. Culver	Mr. Mitchell	Mr. Todd
Mr. Cuykendall	Mr. Morehouse	Mr. Wait
Mr. Dana	Mr. Morrell	Mr. West
Mr. Degrauw	Mr. Morris	Mr. Wheaton
Mr. Drake	Mr. Myers	Mr. Wheeler
Mr. Dusenbury	Mr. Myrick	Mr. Whipple
Mr. Dyer	Mr. Nichols	Mr. Willes
Mr. Ellithorp	Mr. Orr	Mr. Williams
Mr. Enos	Mr. Osborne	Mr. Winfield
Mr. Fowler	Mr. Palmer	Mr. Wright
Mr. Gardner	Mr. I. S. Parker	Mr. Younglove
Mr. Germond	Mr. J. H. Parker	Mr. Young
Mr. Gordon		

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Those who voted in the negative are

Mr. Clary	Mr. Harris	Mr. Patterson
Mr. Fleming	Mr. Lewis	Mr. Ward
Mr. Grover		

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*Ordered*, That the Clerk deliver a copy of the said resolution to the Senate, and request their concurrence in the same.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Castleton and West-Stockbridge rail-road company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
 { NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Guinnip	Mr. Parkhurst
Mr. Archibald	Mr. Hall	Mr. Patterson
Mr. Arnold	Mr. Harris	Mr. Phelps
Mr. Beardslee	Mr. Hasbrouck	Mr. O. Robinson
Mr. Bockoven	Mr. Healy	Mr. J. P. Robinson
Mr. Bogardus	Mr. Herttell	Mr. Ruggles
Mr. Bostwick	Mr. Hough	Mr. Schermerhorn
Mr. Bowne	Mr. Ingalls	Mr. Shays
Mr. Bull	Mr. Jackson	Mr. Smith
Mr. Butrick	Mr. Johnson	Mr. Snyder
Mr. Campbell	Mr. Jones	Mr. Staats
Mr. Cargill	Mr. Kernan	Mr. Stone
Mr. Case	Mr. Le Fever	Mr. Sumner
Mr. Cash	Mr. Lewis	Mr. Temple
Mr. Church	Mr. Livingston	Mr. Terry
Mr. Clark	Mr. Mabbett	Mr. Thomson
Mr. Clary	Mr. M'Keon	Mr. Titus
Mr. Coe	Mr. M'Knight	Mr. Todd
Mr. Collin	Mr. Mersereau	Mr. Wait
Mr. Culver	Mr. Morehouse	Mr. Ward
Mr. Cuykendall	Mr. Morrell	Mr. West
Mr. Dana	Mr. Morris	Mr. Whipple
Mr. Degrauw	Mr. Myers	Mr. Willes
Mr. Drake	Mr. Myrick	Mr. Williams
Mr. Dusenbury	Mr. Nichols	Mr. Winfield
Mr. Dyer	Mr. Orr	Mr. Wood
Mr. Ellithorp	Mr. Osborne	Mr. Wright
Mr. Fowler	Mr. Palmer	Mr. Younglove
Mr. Gordon	Mr. I. S. Parker	Mr. Young
Mr. Grinnell	Mr. J. H. Parker	

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Payne bridge company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 88 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Guinnip	Mr. Patterson
Mr. Arnold	Mr. Hall	Mr. Phelps
Mr. Beardslee	Mr. Harris	Mr. Ringgold
Mr. Bockoven	Mr. Hasbrouck	Mr. O. Robinson
Mr. Bogardus	Mr. Healy	Mr. J. P. Robinson
Mr. Bowne	Mr. Herttell	Mr. Ruggles
Mr. Brasher	Mr. Hough	Mr. Schermerhorn
Mr. Bull	Mr. Ingalls	Mr. Shays
Mr. Butrick	Mr. Jackson	Mr. Smith
Mr. Campbell	Mr. Johnson	Mr. Staats
Mr. Cargill	Mr. Jones	Mr. Stone
Mr. Case	Mr. Kernan	Mr. Strong
Mr. Cash	Mr. Kingman	Mr. Sumner
Mr. Church	Mr. Le Fever	Mr. Temple
Mr. Clark	Mr. Lewis	Mr. Terry
Mr. Clary	Mr. Livingston	Mr. Thomson
Mr. Coe	Mr. M'Keon	Mr. Titus
Mr. Collin	Mr. M'Knight	Mr. Wait
Mr. Crosby	Mr. Mersereau	Mr. West
Mr. Cuykendall	Mr. Morehouse	Mr. Wheaton
Mr. Dana	Mr. Morrell	Mr. Wheeler
Mr. Degrauw	Mr. Morris	Mr. Whipple
Mr. Drake	Mr. Myrick	Mr. Willes
Mr. Dusenbury	Mr. Nichols	Mr. Williams
Mr. Dyer	Mr. Orr	Mr. Winfield
Mr. Ellithorp	Mr. Osborne	Mr. Wood
Mr. Enos	Mr. Palmer	Mr. Wright
Mr. Fowler	Mr. J. H. Parker	Mr. Younglove
Mr. Gordon	Mr. Parkhurst	Mr. Young
Mr. Grinnell		

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Warsaw and

Le Roy rail-road company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendment to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. J. H. Parker
Mr. Anthony	Mr. Guinnip	Mr. Parkhurst
Mr. Archibald	Mr. Haight	Mr. Patterson
Mr. Arnold	Mr. Hall	Mr. Phelps
Mr. Beardslee	Mr. Harris	Mr. Ringgold
Mr. Bockoven	Mr. Hasbrouck	Mr. O. Robinson
Mr. Bogardus	Mr. Healy	Mr. J. P. Robinson
Mr. Bowne	Mr. Herttell	Mr. Ruggles
Mr. Brasher	Mr. Hough	Mr. Schermerhorn
Mr. Bull	Mr. Ingalls	Mr. Shays
Mr. Butrick	Mr. Jackson	Mr. Snyder
Mr. Campbell	Mr. Johnson	Mr. Spafard
Mr. Cargill	Mr. Jones	Mr. Staats
Mr. Case	Mr. Kernan	Mr. Stone
Mr. Church	Mr. Kingman	Mr. Sumner
Mr. Clark	Mr. Le Fever	Mr. Temple
Mr. Clary	Mr. Lewis	Mr. Terry
Mr. Coe	Mr. Livingston	Mr. Thomson
Mr. Collin	Mr. Mabbett	Mr. Titus
Mr. Crosby	Mr. Marvin	Mr. Wait
Mr. Culver	Mr. M'Keon	Mr. Ward
Mr. Cuykendall	Mr. Mersereau	Mr. West
Mr. Dana	Mr. Morehouse	Mr. Wheaton
Mr. Degrauw	Mr. Morrell	Mr. Whipple
Mr. Dusenbury	Mr. Morris	Mr. Willes
Mr. Dyer	Mr. Nichols	Mr. Williams
Mr. Ellithorp	Mr. Orr	Mr. Wood
Mr. Enos	Mr. Osborne	Mr. Wright
Mr. Fowler	Mr. Palmer	Mr. Younglove
Mr. Gardner	Mr. I. S. Parker	Mr. Young
Mr. Gordon		

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Seneca bridge company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Grinnell	Mr. I. S. Parker
Mr. Archibald	Mr. Grover	Mr. J. H. Parker
Mr. Arnold	Mr. Guinnip	Mr. Parkhurst
Mr. Beardslee	Mr. Haight	Mr. Patterson
Mr. Bockoven	Mr. Hall	Mr. Phelps
Mr. Bogardus	Mr. Hasbrouck	Mr. Ringgold
Mr. Bostwick	Mr. Healy	Mr. J. P. Robinson
Mr. Bowne	Mr. Herttell	Mr. Ruggles
Mr. Brasher	Mr. Hone	Mr. Schermerhorn
Mr. Bull	Mr. Ingalls	Mr. Shays
Mr. Butrick	Mr. Jackson	Mr. Snyder
Mr. Campbell	Mr. Johnson	Mr. Spafard
Mr. Case	Mr. Jones	Mr. Staats
Mr. Cash	Mr. Kernan	Mr. Stafford
Mr. Church	Mr. Kingman	Mr. Stone
Mr. Clark	Mr. Le Fever	Mr. Sumner
Mr. Clary	Mr. Lewis	Mr. Temple
Mr. Coe	Mr. Livingston	Mr. Terry
Mr. Collin	Mr. Mabbett	Mr. Thomson
Mr. Crosby	Mr. Marvin	Mr. Titus
Mr. Culver	Mr. M'Keon	Mr. Todd
Mr. Cuykendall	Mr. M'Knight	Mr. Wait
Mr. Dana	Mr. Mersereau	Mr. Ward
Mr. Drake	Mr. Morehouse	Mr. West
Mr. Dusenbury	Mr. Morrell	Mr. Wheaton
Mr. Dyer	Mr. Morris	Mr. Whipple
Mr. Ellithorp	Mr. Myers	Mr. Willes
Mr. Enos	Mr. Nichols	Mr. Williams
Mr. Fowler	Mr. Orr	Mr. Wood
Mr. Gardner	Mr. Osborne	Mr. Younglove
Mr. Germond	Mr. Palmer	Mr. Young
Mr. Gordon		

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*Ordered,* That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Plattsburgh manufacturing company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. Palmer
Mr. Anthony	Mr. Grover	Mr. I. S. Parker
Mr. Archibald	Mr. Guinnip	Mr. J. H. Parker
Mr. Arnold	Mr. Haight	Mr. Parkhurst
Mr. Bockoven	Mr. Hall	Mr. Patterson
Mr. Bostwick	Mr. Harris	Mr. Phelps
Mr. Bowne	Mr. Hasbrouck	Mr. Ringgold
Mr. Brasher	Mr. Healy	Mr. O. Robinson
Mr. Bull	Mr. Herttell	Mr. J. P. Robinson
Mr. Butrick	Mr. Hone	Mr. Schermerhorn
Mr. Campbell	Mr. Ingalls	Mr. Shays
Mr. Cargill	Mr. Jackson	Mr. Snyder
Mr. Case	Mr. Johnson	Mr. Spafard
Mr. Church	Mr. Jones	Mr. Stafford
Mr. Clark	Mr. Kernan	Mr. Stone
Mr. Clary	Mr. Kingman	Mr. Sumner
Mr. Coe	Mr. Le Fever	Mr. Temple
Mr. Crosby	Mr. Lewis	Mr. Terry
Mr. Culver	Mr. Livingston	Mr. Thomson
Mr. Cuykendall	Mr. Mabbett	Mr. Titus
Mr. Dana	Mr. Marvin	Mr. Wait
Mr. Degrauw	Mr. M'Keon	Mr. Ward
Mr. Drake	Mr. M'Knight	Mr. West
Mr. Dusenbury	Mr. Mersereau	Mr. Wheaton
Mr. Dyer	Mr. Morehouse	Mr. Whipple
Mr. Ellithorp	Mr. Morris	Mr. Willes
Mr. Enos	Mr. Myers	Mr. Williams
Mr. Fowler	Mr. Nichols	Mr. Wood
Mr. Gardner	Mr. Orr	Mr. Younglove
Mr. Germond	Mr. Osborne	Mr. Young
Mr. Gordon		

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Sea insurance company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES    92 }  
 { NAYS    00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. I. S. Parker
Mr. Anthony	Mr. Germond	Mr. J. H. Parker
Mr. Archibald	Mr. Gordon	Mr. Parkhurst
Mr. Arnold	Mr. Grover	Mr. Patterson
Mr. Beardslee	Mr. Guinnip	Mr. Phelps
Mr. Bockoven	Mr. Haight	Mr. Ringgold
Mr. Bogardus	Mr. Hall	Mr. O. Robinson
Mr. Bostwick	Mr. Healy	Mr. J. P. Robinson
Mr. Bowne	Mr. Herttell	Mr. Ruggles
Mr. Brasher	Mr. Hone	Mr. Schermerhorn
Mr. Brown	Mr. Jackson	Mr. Shays
Mr. Bull	Mr. Johnson	Mr. Snyder
Mr. Butrick	Mr. Jones	Mr. Spafard
Mr. Campbell	Mr. Kernan	Mr. Staats
Mr. Cargill	Mr. Kingman	Mr. Stafford
Mr. Case	Mr. Le Fever	Mr. Stone
Mr. Church	Mr. Lewis	Mr. Temple
Mr. Clark	Mr. Livingston	Mr. Thomson
Mr. Clary	Mr. Mabbett	Mr. Titus
Mr. Coe	Mr. Marvin	Mr. Todd
Mr. Collin	Mr. M'Keon	Mr. Wait
Mr. Crosby	Mr. M'Knight	Mr. Ward
Mr. Culver	Mr. Mersereau	Mr. West
Mr. Cuykendall	Mr. Morchouse	Mr. Wheaton
Mr. Dana	Mr. Morrell	Mr. Whipple
Mr. Degrauw	Mr. Morris	Mr. Willes
Mr. Dusenbury	Mr. Myers	Mr. Williams
Mr. Dyer	Mr. Nichols	Mr. Wright
Mr. Ellithorp	Mr. Orr	Mr. Younglove
Mr. Fleming	Mr. Osborne	Mr. Young
Mr. Fowler	Mr. Palmer	

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*Ordered,* That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A copy of a resolution of the Senate was received and read, informing that they have concurred with this House in its resolution of the thirtieth of April last, relative to constructing the new contemplated State Hall of marble from the State Prison at Mount Pleasant.



A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

## TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to incorporate the Frankfort manufacturing company."

Also the bill entitled "An act to incorporate the New-York Methodist mutual relief society."

Also the bill entitled "An act to incorporate the Genesee Wesleyan seminary."

Also the bill entitled "An act to provide for deficiencies in the revenue of the Crooked lake canal, and to confirm certain acts of the commissioners of the canal fund in relation thereto."

Also the bill entitled "An act requiring the board of supervisors of the county of Chenango to raise money to build a bridge across the Chenango river in the town of Greene."

Also the bill entitled "An act to authorise John Cooper junior, to erect a dam across the Conhocton river in the town of Erwin in the county of Steuben."

Also the bill entitled "An act to annex a part of the town of Onondaga to the town of Camillus in the county of Onondaga."

Also the bill entitled "An act to incorporate the Essex county academy."

Also the bill entitled "An act to appoint commissioners to lay out a road from the head of the Crooked lake in the county of Steuben, to the village of Angelica in the county of Allegany."

Also the bill entitled "An act authorising the trustees of the town of Glenville to receive commutation for certain quit rents."

Also the bill entitled "An act in relation to issuing attachments for witnesses by justices of the peace, in certain cases."

Also the bill entitled "An act to amend sections thirty-ninth and forty-second of part first, chapter twentieth, title first of the Revised Statutes, so as to authorise any one of the overseers of the poor to perform the services therein mentioned."

Also the bill entitled "An act to incorporate the Auburn and Syracuse rail-road company."

Also the bill entitled "An act to incorporate the Bowery savings bank."

Also the bill entitled "An act further to amend the act entitled 'An act to amend the several acts relating to the city of Albany, and to combine the same into one act,' passed April 13th, 1826."

W. L. MARCY.

*Albany, May 2, 1834.*

The engrossed bill from the Senate, entitled "An act to amend an act entitled 'An act to incorporate the Ithaca and Owego rail-road company,' passed January 28th, 1828," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the af-

firmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Haight	Mr. J. H. Parker
Mr. Anthony	Mr. Hall	Mr. Patterson
Mr. Archibald	Mr. Harris	Mr. Phelps
Mr. Arnold	Mr. Healy	Mr. Ringgold
Mr. Beardslee	Mr. Herttell	Mr. O. Robinson
Mr. Bockoven	Mr. Hone	Mr. J. P. Robinson
Mr. Bostwick	Mr. Ingalls	Mr. Ruggles
Mr. Brown	Mr. Jackson	Mr. Schermerhorn
Mr. Bull	Mr. Johnson	Mr. Shays
Mr. Butrick	Mr. Jones	Mr. Smith
Mr. Campbell	Mr. Kernan	Mr. Snyder
Mr. Cargill	Mr. Kingman	Mr. Spafard
Mr. Case	Mr. Le Fever	Mr. Staats
Mr. Church	Mr. Lewis	Mr. Stafford
Mr. Clark	Mr. Livingston	Mr. Stone
Mr. Clary	Mr. Mabbett	Mr. Terry
Mr. Coe	Mr. Marvin	Mr. Thomson
Mr. Collin	Mr. M'Keon	Mr. Titus
Mr. Crosby	Mr. M'Knight	Mr. Todd
Mr. Culver	Mr. Mersereau	Mr. Wait
Mr. Cuykendall	Mr. Mitchell	Mr. West
Mr. Dana	Mr. Morrell	Mr. Wheaton
Mr. Degrauw	Mr. Morris	Mr. Wheeler
Mr. Dusenbury	Mr. Myers	Mr. Whipple
Mr. Ellithorp	Mr. Myrick	Mr. Willes
Mr. Enos	Mr. Nichols	Mr. Williams
Mr. Fleming	Mr. Orr	Mr. Winfield
Mr. Fowler	Mr. Osborne	Mr. Wright
Mr. Gordon	Mr. Palmer	Mr. Younglove
Mr. Grinnell	Mr. I. S. Parker	Mr. Young
Mr. Guinnip		

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*Ordered*, That the clerk deliver the said bill to the Senate; and inform them that this House have passed the same without amendment.

The engrossed bill entitled "An act authorising the building of a bridge over the middle branch of the Hudson river, between the towns of Athol and Warrensburgh," was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled "An act authorising the trustees of the village of Catskill to borrow money, to be expended in providing a supply of water for the extinguishment of fires in said village," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 90 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Gordon	Mr. Palmer
Mr. Archibald	Mr. Grover	Mr. I. S. Parker
Mr. Arnold	Mr. Grinnell	Mr. J. H. Parker
Mr. Beardslee	Mr. Guinnip	Mr. Patterson
Mr. Bockoven	Mr. Haight	Mr. Phelps
Mr. Bogardus	Mr. Hall	Mr. J. P. Robinson
Mr. Bostwick	Mr. Hasbrouck	Mr. Schermerhorn
Mr. Brown	Mr. Healy	Mr. Shays
Mr. Bull	Mr. Herttell	Mr. Smith
Mr. Butrick	Mr. Hone	Mr. Snyder
Mr. Campbell	Mr. Hough	Mr. Spafard
Mr. Cargill	Mr. Jackson	Mr. Staats
Mr. Case	Mr. Johnson	Mr. Stafford
Mr. Cash	Mr. Kernan	Mr. Stone
Mr. Church	Mr. Kingman	Mr. Sumner
Mr. Clark	Mr. Le Fever	Mr. Temple
Mr. Clary	Mr. Lewis	Mr. Terry
Mr. Coe	Mr. Livingston	Mr. Thomson
Mr. Collin	Mr. Mabbett	Mr. Titus
Mr. Crosby	Mr. Marvin	Mr. Wait
Mr. Culver	Mr. M'Keon	Mr. Ward
Mr. Cuykendall	Mr. M'Knight	Mr. West
Mr. Dana	Mr. Mersereau	Mr. Wheaton
Mr. Degrauw	Mr. Mitchell	Mr. Wheeler
Mr. Dusenbury	Mr. Morrell	Mr. Whipple
Mr. Dyer	Mr. Myers	Mr. Willes
Mr. Ellithorp	Mr. Myrick	Mr. Williams
Mr. Fleming	Mr. Nichols	Mr. Winfield
Mr. Fowler	Mr. Orr	Mr. Younglove
Mr. Gardner	Mr. Osborne	Mr. Young 90

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

*Ordered*, That the bill entitled "An act relative to brokers and stockjobbing," be referred to the committee appointed in pursuance of the forty-seventh rule of this House.

The engrossed bill from the Senate, entitled "An act to incorporate the Rome academy," was read the third time.

Thereupon,

The said bill being amended, by the unanimous consent of the House,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 80 }  
{ NAYS 11 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Haight	Mr. I. S. Parker
Mr. Anthony	Mr. Hall	Mr. J. H. Parker
Mr. Archibald	Mr. Harris	Mr. Patterson
Mr. Beardslee	Mr. Hasbrouck	Mr. Phelps
Mr. Bostwick	Mr. Healy	Mr. O. Robinson
Mr. Bull	Mr. Herttell	Mr. J. P. Robinson
Mr. Butrick	Mr. Hough	Mr. Ruggles
Mr. Campbell	Mr. Ingalls	Mr. Schermerhorn
Mr. Cash	Mr. Jackson	Mr. Smith
Mr. Church	Mr. Johnson	Mr. Snyder
Mr. Clark	Mr. Jones	Mr. Stafford
Mr. Clary	Mr. Kernan	Mr. Stone
Mr. Coe	Mr. Kingman	Mr. Sumner
Mr. Collin	Mr. Le Fever	Mr. Terry
Mr. Crosby	Mr. Lewis	Mr. Thomson
Mr. Culver	Mr. Mabbett	Mr. Titus
Mr. Dana	Mr. M'Keon	Mr. Ward
Mr. Dusenbury	Mr. M'Knight	Mr. West
Mr. Dyer	Mr. Mersereau	Mr. Wheaton
Mr. Ellithorp	Mr. Mitchell	Mr. Whipple
Mr. Enos	Mr. Morehouse	Mr. Willes
Mr. Fleming	Mr. Morrell	Mr. Williams
Mr. Fowler	Mr. Morris	Mr. Winfield
Mr. Gardner	Mr. Myers	Mr. Wood
Mr. Germond	Mr. Myrick	Mr. Wright
Mr. Gordon	Mr. Orr	Mr. Younglove
Mr. Grover	Mr. Osborne	

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Those who voted in the negative are

Mr. Bogardus	Mr. Grinnell	Mr. Staats
Mr. Bowne	Mr. Marvin	Mr. Todd
Mr. Brown	Mr. Palmer	Mr. Wait
Mr. Cuykendall	Mr. Spafard	

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*Ordered,* That the clerk return the said bill to the Senate, and inform them that this House have rejected the same.

And then the House adjourned till four o'clock this afternoon.

## FOUR O'CLOCK P. M.

The House met pursuant to adjournment, and again adjourned till ten o'clock to-morrow morning.

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## SATURDAY, MAY 3, 1834.

The House met pursuant to adjournment.

Mr. Haight, from the committee appointed in pursuance of the forty-seventh rule of this House, to which was referred the bill entitled "An act relating to brokers and stockjobbing," reported, that in the opinion of the committee, the said bill requires the concurrence of two-thirds of all the members elected to both branches of the Legislature, to pass the same.

*Ordered*, That the said bill and report be laid upon the table.

On motion of Mr. Morris,

*Resolved*, That a select committee be appointed to examine the general orders, and report to the Assembly such bills from the Senate as are unobjectionable, and which, in their unanimous opinion, ought to pass, to the end that they may be ordered to a third reading.

*Ordered*, That the committee on rail-roads be discharged from the consideration of the petitions for the incorporation of a company to construct a rail-road from Auburn to Rochester; also for the incorporation of a company to construct a rail-road from Batavia to Buffalo; also for the incorporation of the Rochester and Charlotte Rail-Road Company; also for an amendment of the act incorporating the Aurora and Buffalo Rail-Road Company; also for the incorporation of a company to construct a rail-road from Lewiston in the county of Niagara, to Black-Rock in the county of Erie; and also for the incorporation of a company to construct a rail-road from the village of Cooperstown in the county of Otsego, to the Erie canal; and that the petitioners have leave to withdraw the same.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the payment of certain officers of government, and for other purposes;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Drake, from the said committee, reported, that the committee had gone through the said bill, made amendments thereto, and agreed to the same; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then proceeded to the consideration of the resolution

heretofore offered by Mr. Jones; the same being amended, was read in the words following, to wit:

*Resolved*, That the Clerk of this House cause to be bound in boards, with leathern backs, and lettered, the documents of this House laid on the tables of members, with an index thereto; and also the laws passed at the present session of the Legislature, bound and lettered in the same manner, with an index thereto, and pay the expenses thereof out of the contingent fund of this House; and that the same be forwarded, as soon as practicable, by the Secretary of State, with the journals, to the several county clerks' offices, for the use of members entitled thereto.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

The House then resolved itself into a committee of the whole, on the bill entitled "An act authorising the survey of a canal route from or near the village of Binghamton, to Owego;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Hone, from the said committee, reported, that the committee had gone through the said bill, and agreed to the same without amendment; which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

The House then resolved itself into a committee of the whole, on the bill entitled "An act authorising the survey of a canal route from Canandaigua lake to the Erie canal;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Hone, from the said committee, reported progress, and asked for leave to sit again.

Mr. Speaker put the question whether the House would agree to grant such leave, and it was determined in the negative.

The House then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Anthony Rhodes and others;" and after some time spent thereon, Mr. Speaker resumed the chair, and Mr. Hone, from the said committee, reported progress, and asked for leave to sit again.

Mr. Speaker put the question whether the House would agree to grant such leave, and it was determined in the negative.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act concerning the State prisons."

Also the bill entitled "An act to amend an act entitled 'An act to incorporate the Troy and Schenectady McAdam turnpike company,' passed April 30, 1833."

Also the bill entitled "An act to incorporate the Saratoga and Washington rail-road company."

Also the bill entitled "An act to incorporate the New-Woodstock academy."

Also the bill entitled "An act to incorporate the village of Camden in the county of Oneida."

Also the bill entitled "An act for the relief of Lewis Beebe and John Chapman."

Also the bill entitled "An act to incorporate the Binghamton and Harpersville turnpike road company."

Also the bill entitled "An act to alter and amend an act entitled 'An act to incorporate the New-York life insurance and trust company,' passed March 9th, 1830."

W. L. MARCY.

*Albany, May 2, 1834.*

The annual report of H. Bartow, treasurer of the Albany Savings Bank, was received and read.

[*See Document No. 401.*]

*Ordered*, That the said report be laid upon the table.

Mr. Haight asked for and obtained the unanimous consent of the House, to bring in a bill entitled "An act for the relief of Timothy Childs;" which was read the first time, and by unanimous consent was also read a second time.

Thereupon,

Mr. Haight made a motion that the House should agree to order the said bill to be engrossed.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Haight, and it was determined in the affirmative.

A communication from the Commissioners of the Land-Office, was received and read, in the words following, to wit:

The Commissioners of the Land-Office, to whom was referred by the Assembly, the petition of Thomas W. Newcomb and Daniel Newcomb, respectfully report:

*See Document No. 397.*

*Ordered*, That the said report be laid upon the table.

Three several messages from the Senate were read, informing that they have rejected the bill entitled "An act authorising the laying out of highways through orchards;" the bill entitled "An act to authorise the inhabitants of the town of Florence in the county of Oneida, to pay a bounty for the destruction of bears in said town;" and the bill entitled "An act to incorporate a society in the county of Rensselaer, for the apprehension of horse thieves."

Four several messages from the Senate were read, informing that they have passed the bill entitled "An act to annex part of the town of Ira to the town of Cato in the county of Cayuga;" the bill entitled "An act to authorise a part of the poor fund of the town of Ulysses to be applied toward the support of roads and bridges in

said town;" the bill entitled "An act to amend an act entitled 'An act for the relief of the town of Rye,'" and the bill entitled "An act to incorporate the Troy annual conference ministers' mutual aid society," severally without amendment.

*Ordered,* That the clerk deliver the said bills to the Governor.

Four several messages from the Senate were read, informing that they have concurred with this House in its amendments to the bill entitled "An act to amend an act entitled 'An act to incorporate the Kingston and Middletown turnpike road company,' passed February 17th, 1831;" the bill entitled "An act to incorporate the village of Clarkville in the county of Madison;" the bill entitled "An act concerning the First Christian party of Oneida Indians," and the bill entitled "An act authorising the supervisors of Ulster county to raise money to build a bridge over the Rondout creek at Rosendale," and have amended the same accordingly.

The said amended bills having been examined,

*Ordered,* That the Clerk return the same to the Senate.

The Senate returned the bill entitled "An act to incorporate the Buffalo and Niagara falls rail-road company;" the bill entitled "An act to revive the act entitled 'An act to incorporate the Bath and Crooked lake rail-road company,' and to amend the same;" the bill entitled "An act to incorporate the village of Binghamton;" the bill entitled "An act to amend article fourth of the first part of the Revised Statutes, entitled 'Of the laying out of public and private roads, and of the alteration or discontinuance thereof;" the bill entitled "An act to incorporate the Oneida and Jefferson turnpike company;" the bill entitled "An act in relation to the village of Salem in the county of Washington;" the bill entitled "An act concerning the cancelling and discharging of judgments," and the bill entitled "An act to renew the charter of the Auburn and Owasco canal company."

*Ordered,* That the clerk deliver the said bills to the Governor.

The Senate sent for concurrence, a bill entitled "An act to amend the several acts of this State, relating to the taxes upon dogs."

The said bill was read the first time, and by unanimous consent was also read a second time, and referred to the committee on ways and means.

Four several messages from the Senate were read, informing that they have passed the bill entitled "An act authorising the supervisors of the county of Yates to raise money to build a court-house and jail;" the bill entitled "An act confirming the official acts of justices of the peace in certain cases;" the bill entitled "An act to authorise the trustees of school district number three in the town of Chenango in the county of Broome, to sell and convey their school lot;" and the bill entitled "An act to enable Helen Allen Stewart to take, hold and convey real estate," severally with the amendments therewith delivered, one of the said amendments being to alter the title of the bill entitled "An act to enable Helen Allen Stewart to take, hold and convey real estate," to "An act to amend article second of title first of chapter first of the second part of the Revised Statutes, entitled 'Of persons capable of holding and conveying lands.'"



The said bills and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bills to the Senate, and inform them that this House have concurred with them in their amendments to the said bills severally, and amended the same accordingly.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to incorporate the Troy annual conference ministers' mutual aid society."

Also the bill entitled "An act to authorise a part of the poor fund of the town of Ulysses to be applied towards the support of roads and bridges in said town."

Also the bill entitled "An act to annex part of the town of Ira to the town of Cato in the county of Cayuga."

Also the bill entitled "An act to amend an act entitled 'An act for the relief of the town of Rye.'"

W. L. MARCY.

*Albany, May 8, 1834.*

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the village of Le Roy in the county of Genesee," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. Nichols
Mr. Anthony	Mr. Grover	Mr. Orr
Mr. Archibald	Mr. Haight	Mr. Osborne
Mr. Beardslee	Mr. Hall	Mr. Palmer
Mr. Bockoven	Mr. Harris	Mr. I. S. Parker
Mr. Bogardus	Mr. Hasbrouck	Mr. J. H. Parker
Mr. Bostwick	Mr. Healy	Mr. Parkhurst
Mr. Bowne	Mr. Herttell	Mr. Patterson
Mr. Brown	Mr. Hone	Mr. Phelps
Mr. Butrick	Mr. Hough	Mr. Ringgold
Mr. Campbell	Mr. Ingalls	Mr. Ruggles

Mr. Cargill	Mr. Jackson	Mr. Schermerhorn
Mr. Case	Mr. Johnson	Mr. Shays
Mr. Cash	Mr. Jones	Mr. Snyder
Mr. Church	Mr. Kernan'	Mr. Speaker
Mr. Clary	Mr. Kingman	Mr. Staats
Mr. Coe	Mr. Le Fever	Mr. Stafford
Mr. Collin	Mr. Lewis	Mr. Stone
Mr. Crosby	Mr. Livingston	Mr. Strong
Mr. Cuykendall	Mr. Lockwood	Mr. Temple
Mr. Dana	Mr. Mabbett	Mr. Terry
Mr. Degrauw	Mr. Marvin	Mr. Thomson
Mr. Dusenbury	Mr. M'Keon	Mr. Titus
Mr. Dyer	Mr. M'Knight	Mr. Todd
Mr. Ellithorp	Mr. Mersereau	Mr. Ward
Mr. Emmons	Mr. Mitchell	Mr. West
Mr. Enos	Mr. Morehouse	Mr. Whipple
Mr. Fleming	Mr. Morrell	Mr. Willes
Mr. Fowler	Mr. Morris	Mr. Williams
Mr. Gardner	Mr. Myers	Mr. Winfield
Mr. Gordon	Mr. Myrick	Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Troy academy," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 68 }  
{ NAYS 25 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Gardner	Mr. Orr
Mr. Archibald	Mr. Germond	Mr. Osborne
Mr. Beardslee	Mr. Gordon	Mr. I. S. Parker
Mr. Bockoven	Mr. Grinnell	Mr. J. H. Parker
Mr. Bostwick	Mr. Grover	Mr. Parkhurst
Mr. Brasher	Mr. Guinnip	Mr. Patterson
Mr. Bull	Mr. Haight	Mr. Phelps
Mr. Butrick	Mr. Hall	Mr. J. P. Robinson
Mr. Campbell	Mr. Harris	Mr. Snyder
Mr. Cargill	Mr. Ingalls	Mr. Speaker
Mr. Case	Mr. Johnson	Mr. Staats

Mr. Cash	Mr. Jones	Mr. Stafford
Mr. Chamberlin	Mr. Kernan	Mr. Stone
Mr. Clark	Mr. Kingman	Mr. Strong
Mr. Clary	Mr. Le Fever	Mr. Sumner
Mr. Collin	Mr. Lewis	Mr. Thomson
Mr. Crosby	Mr. Livingston	Mr. Titus
Mr. Dana	Mr. Lockwood	Mr. Ward
Mr. Drake	Mr. M'Keon	Mr. Wheeler
Mr. Dusenbury	Mr. M'Knight	Mr. Willes
Mr. Ellithorp	Mr. Mersereau	Mr. Williams
Mr. Emmons	Mr. Mitchell	Mr. Wright
Mr. Enos	Mr. Morris	Mr. Young
Mr. Fleming	Mr. Nichols	

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Those who voted in the negative are

Mr. Anderson	Mr. Herttell	Mr. Myers
Mr. Bagley	Mr. Hone	Mr. Palmer
Mr. Bowne	Mr. Hough	Mr. O. Robinson
Mr. Brown	Mr. Jackson	Mr. Schermerhorn
Mr. Coe	Mr. Mabbett	Mr. Spafard
Mr. Cuykendall	Mr. Marvin	Mr. Terry
Mr. Degrauw	Mr. Morehouse	Mr. Whipple
Mr. Hasbrouck	Mr. Morrell	Mr. Wood
Mr. Healy		

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have non-concurred with them in their amendments to the said bill.

Mr. Hall, from the committee on engrossed bills, reported, that the committee had examined the engrossed bill entitled "An act to amend an act entitled 'An act to subject certain debts owing to non-residents, to taxation,' passed April 27th, 1833;" the engrossed bill entitled "An act authorising the comptroller to cancel and discharge a bond and mortgage against Joseph Carter, to the people of this State;" and the bill entitled "An act to incorporate the Canisteo navigation company," and find the said bills severally correctly engrossed.

*Ordered*, That the said bills be laid upon the table.

Mr. Nichols, from the committee on engrossed bills, reported, that the committee have examined the engrossed bill entitled "An act for the relief of Timothy Childs;" the engrossed bill entitled "An act for the payment of certain officers of government, and for other purposes;" and the engrossed bill entitled "An act authorising the survey of a canal from or near the village of Binghamton, to the village of Owego," and find the said bills severally correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act for the relief of Timothy Childs," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 90 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. Palmer
Mr. Anthony	Mr. Grinnell	Mr. I. S. Parker
Mr. Archibald	Mr. Grover	Mr. J. H. Parker
Mr. Bagley	Mr. Haight	Mr. Parkhurst
Mr. Beardslee	Mr. Hall	Mr. Patterson
Mr. Bockoven	Mr. Harris	Mr. Phelps
Mr. Bogardus	Mr. Healy	Mr. J. P. Robinson
Mr. Bostwick	Mr. Herttell	Mr. Ruggles
Mr. Bowne	Mr. Hone	Mr. Schermerhorn
Mr. Brasher	Mr. Hough	Mr. Shays
Mr. Brown	Mr. Ingalls	Mr. Snyder
Mr. Bull	Mr. Jackson	Mr. Spafard
Mr. Campbell	Mr. Jones	Mr. Speaker
Mr. Cargill	Mr. Kingman	Mr. Staats
Mr. Case	Mr. Le Fever	Mr. Stafford
Mr. Church	Mr. Livingston	Mr. Stone
Mr. Clark	Mr. Lockwood	Mr. Strong
Mr. Clary	Mr. Mabbett	Mr. Sumner
Mr. Collin	Mr. M'Keon	Mr. Terry
Mr. Cuykendall	Mr. M'Knight	Mr. Thomson
Mr. Dana	Mr. Mersereau	Mr. Titus
Mr. Degrauw	Mr. Mitchell	Mr. Todd
Mr. Drake	Mr. Morehouse	Mr. West
Mr. Dyer	Mr. Morrell	Mr. Wheeler
Mr. Emmons	Mr. Morris	Mr. Whipple
Mr. Enos	Mr. Myers	Mr. Willes
Mr. Fleming	Mr. Myrick	Mr. Williams
Mr. Fowler	Mr. Nichols	Mr. Wood
Mr. Gardner	Mr. Orr	Mr. Wright
Mr. Germond	Mr. Osborne	Mr. Young

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The said engrossed bill, entitled "An act for the payment of certain officers of government, and for other purposes," was read the third time.

*Resolved*, That the bill do pass.

The said engrossed bill, entitled "An act authorising the survey of a canal from or near the village of Binghamton, to the village of Owego," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said several bills to the Senate, and request their concurrence in the same.

The engrossed bill entitled "An act to alter the name of the Farmers' fire insurance and loan company," was read the third time.

Debates were had thereon; and the question being put whether the House would agree to the final passage of the said bill, it was determined in the negative, there not being two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 54 }  
{ NAYS 48 }

Those who voted in the affirmative are

Mr. Archibald	Mr. Gardner	Mr. Osborne
Mr. Bagley	Mr. Germond	Mr. I. S. Parker
Mr. Bostwick	Mr. Haight	Mr. J. H. Parker
Mr. Bowne	Mr. Hasbrouck	Mr. Parkhurst
Mr. Brown	Mr. Herttell	Mr. Patterson
Mr. Bull	Mr. Hone	Mr. Ringgold
Mr. Cargill	Mr. Ingalls	Mr. Ruggles
Mr. Case	Mr. Jones	Mr. Spafard
Mr. Cash	Mr. Kernan	Mr. Speaker
Mr. Church	Mr. Kingman	Mr. Strong
Mr. Clary	Mr. Le Fever	Mr. Sumner
Mr. Coe	Mr. Lockwood	Mr. Thomson
Mr. Degrauw	Mr. Mabbett	Mr. Titus
Mr. Dusenbury	Mr. Marvin	Mr. Todd
Mr. Dyer	Mr. M'Keon	Mr. Wheeler
Mr. Emmons	Mr. Mitchell	Mr. Winfield
Mr. Enos	Mr. Myers	Mr. Wood
Mr. Fowler	Mr. Orr	Mr. Wright

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Those who voted in the negative are

Mr. Anderson	Mr. Hall	Mr. J. P. Robinson
Mr. Anthony	Mr. Harris	Mr. Schermerhorn
Mr. Beardslee	Mr. Healy	Mr. Shays
Mr. Bockoven	Mr. Hough	Mr. Smith
Mr. Bogardus	Mr. Jackson	Mr. Snyder
Mr. Butrick	Mr. Johnson	Mr. Staats
Mr. Campbell	Mr. Lewis	Mr. Stafford
Mr. Collin	Mr. Livingston	Mr. Stone
Mr. Crosby	Mr. Mersereau	Mr. Temple
Mr. Cuykendall	Mr. Morscheuse	Mr. Terry
Mr. Dana	Mr. Morrell	Mr. Ward
Mr. Ellithorp	Mr. Morris	Mr. West
Mr. Fleming	Mr. Nichols	Mr. Whipple
Mr. Gordon	Mr. Palmer	Mr. Willes
Mr. Grinnell	Mr. Phelps	Mr. Williams
Mr. Grover	Mr. O. Robinson	Mr. Young

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*Ordered*, That Mr. Younglove and Mr. Bartle have leave of absence respectively for the remainder of the session.

The engrossed bill entitled "An act to incorporate the village of Aurora," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 96 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. Palmer
Mr. Anthony	Mr. Grinnell	Mr. I. S. Parker
Mr. Archibald	Mr. Grover	Mr. J. H. Parker
Mr. Beardslee	Mr. Haight	Mr. Parkhurst
Mr. Bockoven	Mr. Hall	Mr. Patterson
Mr. Bogardus	Mr. Harris	Mr. Phelps
Mr. Bostwick	Mr. Healy	Mr. Ringgold
Mr. Bowne	Mr. Herttell	Mr. O. Robinson
Mr. Brown	Mr. Hone	Mr. J. P. Robinson
Mr. Bull	Mr. Hough	Mr. Ruggles
Mr. Butrick	Mr. Ingalls	Mr. Schermerhorn
Mr. Campbell	Mr. Jackson	Mr. Shays
Mr. Cargill	Mr. Johnson	Mr. Smith
Mr. Cash	Mr. Jones	Mr. Snyder
Mr. Church	Mr. Kernan	Mr. Speaker
Mr. Clary	Mr. Kingman	Mr. Staats
Mr. Coe	Mr. Le Fever	Mr. Stafford
Mr. Collin	Mr. Lewis	Mr. Stone
Mr. Crosby	Mr. Livingston	Mr. Strong
Mr. Cuykendall	Mr. Lockwood	Mr. Temple
Mr. Dana	Mr. Mabbett	Mr. Terry
Mr. Degrauw	Mr. M'Keon	Mr. Thomson
Mr. Drake	Mr. Mersereau	Mr. Titus
Mr. Dusenbury	Mr. Mitchell	Mr. Todd
Mr. Dyer	Mr. Morehouse	Mr. Ward
Mr. Ellithorp	Mr. Morrell	Mr. West
Mr. Emmons	Mr. Morris	Mr. Whipple
Mr. Enos	Mr. Myers	Mr. Willes
Mr. Fleming	Mr. Myrick	Mr. Williams
Mr. Fowler	Mr. Nichols	Mr. Winfield
Mr. Gardner	Mr. Orr	Mr. Wood
Mr. Germond	Mr. Osborne	Mr. Young

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*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The House then proceeded to the consideration of the amendments of the Senate to the bill entitled "An act to discontinue the west ten miles of the Bath and Lake Erie turnpike."

Thereupon,

*Resolved*, That this House do non-concur with the Senate in their said amendments.

*Ordered*, That the Clerk return the said bill to the Senate, and inform them that this House have non-concurred with them in their amendments thereto.

Mr. Cash, from the committee on ways and means, to which was referred the engrossed bill from the Senate, entitled "An act to amend the several acts of this State, relating to the taxes upon dogs," reported, that the committee have examined the said bill, and are of opinion that the same ought not to be passed into a law.

*Ordered*, That the said bill be committed to a committee of the whole house.

The engrossed bill entitled "An act to revive and continue the charter of the Hibernian provident society of the city of New-York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 92 }  
{ NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. I. S. Parker
Mr. Anthony	Mr. Germond	Mr. J. H. Parker
Mr. Archibald	Mr. Grover	Mr. Parkhurst
Mr. Bagley	Mr. Haight	Mr. Patterson
Mr. Barnes	Mr. Hall	Mr. O. Robinson
Mr. Beardslee	Mr. Harris	Mr. J. P. Robinson
Mr. Bockoven	Mr. Herttell	Mr. Ruggles
Mr. Bogardus	Mr. Hough	Mr. Schermerhorn
Mr. Bostwick	Mr. Ingalls	Mr. Shays
Mr. Bowne	Mr. Jackson	Mr. Smith
Mr. Brasher	Mr. Jones	Mr. Speaker
Mr. Brown	Mr. Kernan	Mr. Staats
Mr. Bull	Mr. Kingman	Mr. Stafford
Mr. Butrick	Mr. Le Fever	Mr. Stone
Mr. Campbell	Mr. Lewis	Mr. Strong
Mr. Cargill	Mr. Livingston	Mr. Sumner
Mr. Case	Mr. Lockwood	Mr. Terry
Mr. Clary	Mr. Mabbett	Mr. Thomson
Mr. Coe	Mr. M'Keon	Mr. Titus
Mr. Collin	Mr. M'Knight	Mr. Todd
Mr. Crosby	Mr. Mersereau	Mr. Wait
Mr. Culver	Mr. Mitchell	Mr. Ward
Mr. Cuykendall	Mr. Morehouse	Mr. West
Mr. Dana	Mr. Morrell	Mr. Wheaton
Mr. Degrau	Mr. Morris	Mr. Willes

Mr. Drake  
Mr. Dusenbury  
Mr. Dyer  
Mr. Ellithorp  
Mr. Emmons  
Mr. Enos

Mr. Myers  
Mr. Myrick  
Mr. Nichols  
Mr. Orr  
Mr. Osborne  
Mr. Palmer

Mr. Williams  
Mr. Winfield  
Mr. Wood  
Mr. Wright  
Mr. Young

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Those who voted in the negative are

Mr. Whipple

1

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill entitled "An act defining the duties of assessors, relative to the property of incorporated companies and the clergy," was read the third time.

Debates were had thereon; and while the same was under consideration, Mr. Ruggles moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Thereupon,

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the negative.

{ NAYS 53 }  
{ AYES 31 }

The ayes and nays being required by ten members,

Those who voted in the negative are

Mr. Bostwick  
Mr. Cargill  
Mr. Clary  
Mr. Coe  
Mr. Crosby  
Mr. Culver  
Mr. Drake  
Mr. Dusenbury  
Mr. Dyer  
Mr. Ellithorp  
Mr. Emmons  
Mr. Enos  
Mr. Gardner  
Mr. Germond  
Mr. Gordon  
Mr. Haight  
Mr. Hall  
Mr. Hasbrouck

Mr. Healy  
Mr. Ingalls  
Mr. Johnson  
Mr. Jones  
Mr. Kingman  
Mr. Le Fever  
Mr. Lewis  
Mr. Livingston  
Mr. Lockwood  
Mr. Mersereau  
Mr. Morehouse  
Mr. Morrell  
Mr. Nichols  
Mr. Orr  
Mr. Osborne  
Mr. J. H. Parker  
Mr. Parkhurst  
Mr. Patterson

Mr. Ruggles  
Mr. Schermerhorn  
Mr. Smith  
Mr. Snyder  
Mr. Speaker  
Mr. Staats  
Mr. Stafford  
Mr. Stone  
Mr. Strong  
Mr. Terry  
Mr. Ward  
Mr. Wheaton  
Mr. Willes  
Mr. Williams  
Mr. Winfield  
Mr. Wright  
Mr. Young

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Those who voted in the affirmative are

Mr. Anderson	Mr. Harris	Mr. Shays
Mr. Beardslee	Mr. Herttell	Mr. Spafard
Mr. Bockoven	Mr. Jackson	Mr. Sumner
Mr. Bogardus	Mr. Mabbett	Mr. Temple
Mr. Bowne	Mr. M'Keon	Mr. Thomson
Mr. Brown	Mr. Morris	Mr. Titus
Mr. Butrick	Mr. Myers	Mr. Todd
Mr. Church	Mr. Myrick	Mr. Wait
Mr. Collin	Mr. Palmer	Mr. Wheeler
Mr. Cuykendall	Mr. Ringgold	Mr. Whipple
Mr. Grinnell		

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And then the House adjourned until ten o'clock on Monday morning next.

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## MONDAY, MAY 5, 1834.

The House met pursuant to adjournment.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act in relation to the village of Salem in the county of Washington."

Also the bill entitled "An act to renew the charter of the Auburn and Owasco canal company."

Also the bill entitled "An act to incorporate the village of Binghamton."

Also the bill entitled "An act to incorporate the Buffalo and Niagara falls rail-road company."

Also the bill entitled "An act to incorporate the Oneida and Jefferson turnpike company."

Also the bill entitled "An act to amend the fourth article of the first part of the Revised Statutes, entitled 'Of the laying out of public and private roads, and of the alteration or discontinuance thereof.'"

Also the bill entitled "An act concerning the cancelling and discharging of judgments."

Also the bill entitled "An act to revive the act entitled 'An act to incorporate the Bath and Crooked lake rail-road company,' and to amend the same."

W. L. MARCY.

*Albany, May 3, 1834.*

A copy of a resolution of the Senate was received and read, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That a committee of conference be appointed, on the subject matter of difference between the two houses, on the bill entitled "An act to incorporate the Troy academy;" and in case of concurrence, that Mr. Kemble, Mr. Dodge and Mr. Van Schaick, be of said committee on the part of the Senate.

Thereupon,

*Resolved*, That this House do concur with the Senate in their said resolution; and that Mr. Bull, Mr. Herttell and Mr. Bowne, be of the said committee on the part of this House.

*Ordered*, That the Clerk deliver a copy of the preceding resolution of concurrence to the Senate.

A copy of a resolution of the Senate was received and read, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That the Governor be requested to open a correspondence or negotiation with the common council of the city of New-York, with the view to an exchange of the present site and buildings occupied as the State arsenal, for a more convenient and eligible location therefor, in the upper part of the city.

Thereupon,

*Resolved*, That this House do concur with the Senate in their said resolution.

*Ordered*, That the Clerk deliver a copy of the preceding resolution of concurrence to the Senate.

The Senate returned the bill entitled "An act to amend article second of title first of chapter first of the second part of the Revised Statutes, entitled 'Of persons capable of holding and conveying lands,'" the bill entitled "An act to incorporate the village of Le Roy in the county of Genesee;" the bill entitled "An act to incorporate the Seneca bridge company;" the bill entitled "An act confirming the official acts of justices of the peace in certain cases;" the bill entitled "An act to incorporate the Warsaw and Le Roy rail-road company;" the bill entitled "An act authorising the supervisors of the county of Yates to raise money to build a courthouse and jail;" the bill entitled "An act for establishing a justices' court in the city of Troy;" the bill entitled "An act to incorporate the Plattsburgh manufacturing company;" the bill entitled "An act to incorporate the Payne's bridge company;" the bill entitled "An act to incorporate the Castleton and West-Stockbridge rail-road company;" the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Skaneateles in the county of Onondaga,'" the bill entitled "An act to incorporate the Sea insurance company;" the bill entitled "An act to incorporate the Greenwich insurance company;" and the bill entitled "An act to authorise the trustees of school district number three in the town of Chenango in the county of Broome, to sell and convey their school lot."

*Ordered*, That the clerk deliver the said bills to the Governor.

The Senate sent for concurrence, a bill entitled "An act authorising the laying out of highways through orchards in the counties of Westchester and Putnam."

The said bill was read the first time, and by unanimous consent was also read a second time.

Mr. Morris made a motion that the House should agree to order the said bill to a third reading.

Mr. Speaker put the question whether the House would agree to the said motion of Mr. Morris, and it was determined in the affirmative.

Five several messages from the Senate were read, informing that they have passed the bill entitled "An act to repeal the seventeenth section of the act entitled 'An act relative to the finances of this State, and the duties of the comptroller and the commissioners of the canal fund,' passed April 26th, 1831;" the bill entitled "An act to provide for the public security;" the bill entitled "An act amending an act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, to borrow money;" the bill entitled "An act to revive and confirm the act entitled 'An act to incorporate the Manheim bridge company,' and to amend the same;" and the bill entitled "An act for the further relief of the Eye Infirmary of the city of New-York," severally without amendment.

*Ordered*, That the clerk deliver the said bills to the Governor.

A message from the Senate was read, informing that they have passed the bill entitled "An act to authorise the supervisors of the county of Monroe to raise money to build a bridge across the Genesee river, at some eligible point between the mouth of Little Black creek and William Tone's old tavern stand in the town of Chili," with the amendments therewith delivered, one of the said amendments being to alter the title to "An act to authorise the supervisors of the county of Monroe to raise money to build a bridge across the Genesee river."

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Schenectady and Saratoga insurance company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 100 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Grinnell	Mr. Parkhurst
Mr. Anthony	Mr. Guinnip	Mr. Patterson
Mr. Archibald	Mr. Hall	Mr. Phelps
Mr. Arnold	Mr. Hasbrouck	Mr. Ringgold
Mr. Bagley	Mr. Healy	Mr. Robertson
Mr. Beardslee	Mr. Hone	Mr. J. P. Robinson
Mr. Bockoven	Mr. Hough	Mr. Schermerhorn
Mr. Bostwick	Mr. Humphrey	Mr. Shays
Mr. Bowne	Mr. Hunt	Mr. Smith
Mr. Brasher	Mr. Ingalls	Mr. Spafard
Mr. Brown	Mr. Jackson	Mr. Speaker
Mr. Bull	Mr. Johnson	Mr. Staats
Mr. Butrick	Mr. Jones	Mr. Stafford
Mr. Cargill	Mr. Kernan	Mr. Stone
Mr. Case	Mr. Kingman	Mr. Strong
Mr. Cash	Mr. Le Fever	Mr. Sumner
Mr. Church	Mr. Livingston	Mr. Temple
Mr. Clark	Mr. Lockwood	Mr. Terry
Mr. Clary	Mr. Mabbett	Mr. Thomson
Mr. Coe	Mr. Marvin	Mr. Titus
Mr. Conklin	Mr. M'Keon	Mr. Todd
Mr. Collin	Mr. M'Knight	Mr. Wait
Mr. Crosby	Mr. Mersereau	Mr. West
Mr. Cuykendall	Mr. Mitchell	Mr. Wheaton
Mr. Dana	Mr. Morehouse	Mr. Wheeler
Mr. Degrauw	Mr. Morrell	Mr. Whipple
Mr. Drake	Mr. Morris	Mr. Willes
Mr. Dyer	Mr. Myers	Mr. Williams
Mr. Ellithorp	Mr. Orr	Mr. Winfield
Mr. Emmons	Mr. Osborne	Mr. Wood
Mr. Enos	Mr. Palmer	Mr. Wright
Mr. Fleming	Mr. A. J. Parker	Mr. Yates
Mr. Germond	Mr. J. H. Parker	Mr. Young
Mr. Gordon		

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

The House then proceeded to the consideration of the resolution of the Senate of the twenty-third of April last; the same was again read, in the words following, to wit:

*Resolved*, (if the Assembly concur,) That each of the incorporated banks within this State, report to the Legislature, on the first day of the next session, a statement of the amount of its bills put in circulation as money and outstanding on the first day of December next, of each of the denominations of one, two and three dollars.

Thereupon,

*Resolved*, That this House do concur with the Senate in their said resolution.

*Ordered*, That the Clerk deliver a copy of the preceding resolution of concurrence to the Senate.

The Senate returned the bill entitled "An act to repeal so much of the act entitled 'An act to incorporate the Montezuma turnpike and bridge company,' passed March 31st, 1815, and an act to amend the same, passed April 2d, 1819, as relates to the turnpike leading from Palmyra to Elbridge, except the bridge and causeways or roads over the Seneca river and marshes," with a copy of a resolution, that in the opinion of the Senate, the said bill requires the concurrence of two-thirds of all the members elected to both branches of the Legislature to pass the same.

Thereupon,

*Ordered*, That the said bill be referred to the committee appointed in pursuance of the forty-seventh rule of this House, to consider and report thereon.

On motion of Mr. Morris,

*Resolved*, That there be paid as part of the contingent expenses of this House, to Solomon Hays, an officer thereof, three dollars for each day's attendance on the House during its present session, and one day before the session, and one day after the present session, in cleaning the Assembly chamber; to Homer R. Phelps, Richard Ten Broeck, George W. Stillman, Ann Johnson and Catharine Strong, for the services of their sons respectively, one dollar and twenty-five cents per day for every day they have respectively attended as messengers of the Assembly, to be certified by the Speaker.

The engrossed bill from the Senate, entitled "An act to renew and amend the act entitled 'An act to incorporate the Hudson and Berkshire rail-road company,' passed April 26th, 1832," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{	AYES	95	}
{	NAYS	00	}

Those who voted in the affirmative are

Mr. Anthony	Mr. Germond	Mr. J. H. Parker
Mr. Archibald	Mr. Gordon	Mr. Patterson
Mr. Arnold	Mr. Grinnell	Mr. Robertson
Mr. Bagley	Mr. Guinnip	Mr. O. Robinson
Mr. Beardslee	Mr. Hall	Mr. J. P. Robinson
Mr. Bockoven	Mr. Hasbrouck	Mr. Schermerhorn
Mr. Bogardus	Mr. Healy	Mr. Shays
Mr. Bostwick	Mr. Hone	Mr. Smith
Mr. Brasher	Mr. Hough	Mr. Spafard
Mr. Brown	Mr. Hunt	Mr. Speaker
Mr. Butrick	Mr. Ingalls	Mr. Staats

## Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. Osborne
Mr. Anthony	Mr. Gordon	Mr. Palmer
Mr. Archibald	Mr. Grover	Mr. A. J. Parker
Mr. Arnold	Mr. Guinnip	Mr. I. S. Parker
Mr. Barnes	Mr. Haight	Mr. Patterson
Mr. Beardslee	Mr. Hall	Mr. Ringgold
Mr. Bockoven	Mr. Hasbrouck	Mr. Robertson
Mr. Bogardus	Mr. Healy	Mr. Schermerhorn
Mr. Bostwick	Mr. Herttell	Mr. Smith
Mr. Bowne	Mr. Hone	Mr. Snyder
Mr. Brasher	Mr. Hough	Mr. Spafard
Mr. Brown	Mr. Humphrey	Mr. Speaker
Mr. Bull	Mr. Hunt	Mr. Staats
Mr. Cargill	Mr. Ingalls	Mr. Stafford
Mr. Case	Mr. Jackson	Mr. Stone
Mr. Cash	Mr. Johnson	Mr. Strong
Mr. Church	Mr. Jones	Mr. Terry
Mr. Clary	Mr. Kernan	Mr. Thomson
Mr. Coe	Mr. Le Fever	Mr. Titus
Mr. Conklin	Mr. Lewis	Mr. Todd
Mr. Collin	Mr. Livingston	Mr. Wait
Mr. Crosby	Mr. Lockwood	Mr. Ward
Mr. Culver	Mr. Mabbett	Mr. West
Mr. Cuykendall	Mr. Marvin	Mr. Wheaton
Mr. Dana	Mr. M'Keon	Mr. Wheeler
Mr. Degrauw	Mr. M'Knight	Mr. Willes
Mr. Dyer	Mr. Mitchell	Mr. Williams
Mr. Ellithorp	Mr. Morehouse	Mr. Wood
Mr. Emmons	Mr. Morrell	Mr. Wright
Mr. Enos	Mr. Morris	Mr. Yates
Mr. Fleming	Mr. Myers	Mr. Young

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## Those who voted in the negative are

Mr. Butrick	Mr. J. H. Parker	Mr. O. Robinson
Mr. Kingman		

4

*Ordered*, That the clerk deliver the said bill to the Senate, and request their concurrence in the same.

The engrossed bill from the Senate, entitled "An act to amend an act entitled 'An act to incorporate the city of Troy,' " was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 98 }  
{ NAYS 01 }

## Those who voted in the affirmative are

Mr. Anderson	Mr. Haight	Mr. Parkhurst
Mr. Anthony	Mr. Hall	Mr. Patterson
Mr. Archibald	Mr. Hasbrouck	Mr. Ringgold
Mr. Arnold	Mr. Healy	Mr. Robertson
Mr. Barnes	Mr. Herttell	Mr. O. Robinson
Mr. Beardslee	Mr. Hone	Mr. J. P. Robinson
Mr. Bockoven	Mr. Hough	Mr. Schermerhorn
Mr. Bogardus	Mr. Humphrey	Mr. Shays
Mr. Bostwick	Mr. Hunt	Mr. Snyder
Mr. Bowne	Mr. Ingalls	Mr. Spafard
Mr. Brasher	Mr. Jackson	Mr. Speaker
Mr. Bull	Mr. Johnson	Mr. Staats
Mr. Butrick	Mr. Jones	Mr. Stafford
Mr. Cargill	Mr. Kernan	Mr. Stone
Mr. Church	Mr. Kingman	Mr. Strong
Mr. Clark	Mr. Le Fever	Mr. Sumner
Mr. Coe	Mr. Lewis	Mr. Terry
Mr. Conklin	Mr. Lockwood	Mr. Thomson
Mr. Collin	Mr. Mabbett	Mr. Titus
Mr. Crosby	Mr. Marvin	Mr. Todd
Mr. Culver	Mr. M'Keon	Mr. Wait
Mr. Dana	Mr. M'Knight	Mr. Ward
Mr. Dusenbury	Mr. Mersereau	Mr. West
Mr. Dyer	Mr. Mitchell	Mr. Wheaton
Mr. Ellithorp	Mr. Morehouse	Mr. Wheeler
Mr. Emmons	Mr. Morrell	Mr. Whipple
Mr. Enos	Mr. Morris	Mr. Willes
Mr. Fleming	Mr. Myers	Mr. Williams
Mr. Germond	Mr. Orr	Mr. Winfield
Mr. Gordon	Mr. Osborne	Mr. Wright
Mr. Grinnell	Mr. Palmer	Mr. Yates
Mr. Grover	Mr. I. S. Parker	Mr. Young
Mr. Guinnip	Mr. J. H. Parker	

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## Those who voted in the negative are

Mr. Cuykendall

1

The engrossed bill from the Senate, entitled "An act relative to certain water patents fronting on the Albany basin," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 93 }  
 { NAYS 00 }

## Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. Palmer
Mr. Anthony	Mr. Grinnell	Mr. A. J. Parker
Mr. Archibald	Mr. Grover	Mr. J. H. Parker
Mr. Arnold	Mr. Guinnip	Mr. Parkhurst
Mr. Barnes	Mr. Haight	Mr. Patterson
Mr. Beardslee	Mr. Hall	Mr. Ringgold
Mr. Bogardus	Mr. Hasbrouck	Mr. Robertson
Mr. Bostwick	Mr. Healy	Mr. O. Robinson
Mr. Bowne	Mr. Herttell	Mr. Schermerhorn
Mr. Brasher	Mr. Hone	Mr. Shays
Mr. Bull	Mr. Hough	Mr. Smith
Mr. Butrick	Mr. Humphrey	Mr. Snyder
Mr. Cargill	Mr. Hunt	Mr. Spafard
Mr. Cash	Mr. Ingalls	Mr. Speaker
Mr. Church	Mr. Jackson	Mr. Staats
Mr. Clark	Mr. Johnson	Mr. Stafford
Mr. Coe	Mr. Jones	Mr. Stone
Mr. Conklin	Mr. Kernan	Mr. Strong
Mr. Collin	Mr. Le Fever	Mr. Sumner
Mr. Crosby	Mr. Lewis	Mr. Terry
Mr. Culver	Mr. Lockwood	Mr. Thomson
Mr. Cuykendall	Mr. Marvin	Mr. Titus
Mr. Dana	Mr. M'Keon	Mr. Todd
Mr. Degrauw	Mr. Mersereau	Mr. Wait
Mr. Drake	Mr. Mitchell	Mr. Ward
Mr. Dyer	Mr. Morehouse	Mr. West
Mr. Ellithorp	Mr. Morrell	Mr. Whipple
Mr. Emmons	Mr. Morris	Mr. Willes
Mr. Enos	Mr. Myers	Mr. Williams
Mr. Fowler	Mr. Orr	Mr. Yates
Mr. Germond	Mr. Osborne	Mr. Young

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The engrossed bill from the Senate, entitled "An act authorising the laying out of highways through orchards in the counties of Westchester and Putnam," was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That the clerk deliver the said bills to the Senate, and inform them that this House have passed the same severally without amendment.

The engrossed bill from the Senate, entitled "An act to incorporate the Buffalo marine railway company," with the engrossed amendments, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

}	AYES	88	}
}	NAYS	00	}



Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. Palmer
Mr. Anthony	Mr. Grover	Mr. J. H. Parker
Mr. Arnold	Mr. Guinnip	Mr. Parkhurst
Mr. Barnes	Mr. Hall	Mr. Patterson
Mr. Beardslee	Mr. Healy	Mr. Ringgold
Mr. Bockoven	Mr. Herttell	Mr. Robertson
Mr. Bogardus	Mr. Hone	Mr. O. Robinson
Mr. Bostwick	Mr. Humphrey	Mr. J. P. Robinson
Mr. Bowne	Mr. Hunt	Mr. Schermerhora
Mr. Bull	Mr. Ingalls	Mr. Smith
Mr. Butrick	Mr. Jackson	Mr. Snyder
Mr. Cargill	Mr. Johnson	Mr. Spafard
Mr. Cash	Mr. Jones	Mr. Speaker
Mr. Church	Mr. Kernan	Mr. Staats
Mr. Clary	Mr. Kingman	Mr. Stafford
Mr. Coe	Mr. Le Fever	Mr. Stone
Mr. Conklin	Mr. Lewis	Mr. Strong
Mr. Collin	Mr. Lockwood	Mr. Terry
Mr. Crosby	Mr. Mabbett	Mr. Titus
Mr. Culver	Mr. Marvin	Mr. Todd
Mr. Cuykendall	Mr. M'Keon	Mr. Wait
Mr. Dana	Mr. M'Knight	Mr. Ward
Mr. Drake	Mr. Mersereau	Mr. West
Mr. Dusenbury	Mr. Mitchell	Mr. Wheeler
Mr. Dyer	Mr. Morehouse	Mr. Whipple
Mr. Ellithorp	Mr. Morrell	Mr. Willes
Mr. Emmons	Mr. Morris	Mr. Williams
Mr. Fowler	Mr. Myers	Mr. Yates
Mr. Gardner	Mr. Orr	Mr. Young
Mr. Germond		

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

The engrossed bill from the Senate, entitled "An act to incorporate the Montgomery manufacturing company," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 90 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. Parkhurst
Mr. Anthony	Mr. Gordon	Mr. Patterson

Mr. Archibald  
 Mr. Arnold  
 Mr. Bagley  
 Mr. Beardslee  
 Mr. Bockoven  
 Mr. Bogardus  
 Mr. Bowne  
 Mr. Bull  
 Mr. Butrick  
 Mr. Cargill  
 Mr. Cash  
 Mr. Church  
 Mr. Clary  
 Mr. Coe  
 Mr. Conklin  
 Mr. Collin  
 Mr. Crosby  
 Mr. Culver  
 Mr. Cuykendall  
 Mr. Dana  
 Mr. Degrauw  
 Mr. Drake  
 Mr. Dyer  
 Mr. Ellithorp  
 Mr. Emmons  
 Mr. Fleming  
 Mr. Fowler  
 Mr. Gardner

Mr. Grover  
 Mr. Hall  
 Mr. Healy  
 Mr. Herttell  
 Mr. Hone  
 Mr. Humphrey  
 Mr. Hunt  
 Mr. Ingalls  
 Mr. Jackson  
 Mr. Johnson  
 Mr. Jones  
 Mr. Kernan  
 Mr. Kingman  
 Mr. Le Fever  
 Mr. Lewis  
 Mr. Livingston  
 Mr. Mabbett  
 Mr. M'Keon  
 Mr. M'Knight  
 Mr. Mersereau  
 Mr. Mitchell  
 Mr. Morehouse  
 Mr. Morris  
 Mr. Myers  
 Mr. Orr  
 Mr. Osborne  
 Mr. I. S. Parker  
 Mr. J. H. Parker

Mr. Ringgold  
 Mr. Robertson  
 Mr. O. Robinson  
 Mr. J. P. Robinson  
 Mr. Schermerhorn  
 Mr. Smith  
 Mr. Snyder  
 Mr. Spafard  
 Mr. Speaker  
 Mr. Staats  
 Mr. Stafford  
 Mr. Stone  
 Mr. Strong  
 Mr. Sumner  
 Mr. Temple  
 Mr. Terry  
 Mr. Thomson  
 Mr. Titus  
 Mr. Wait  
 Mr. Ward  
 Mr. Wheeler  
 Mr. Whipple  
 Mr. Willes  
 Mr. Williams  
 Mr. Winfield  
 Mr. Wright  
 Mr. Yates  
 Mr. Young

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same without amendment.

The engrossed bill from the Senate, entitled "An act to incorporate the Tuthill manufacturing company," with the engrossed amendments, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 94 }  
 { NAYS 01 }

Those who voted in the affirmative are

Mr. Anderson  
 Mr. Anthony  
 Mr. Archibald  
 Mr. Arnold  
 Mr. Bagley  
 Mr. Barnes

Mr. Grover  
 Mr. Guinnip  
 Mr. Hall  
 Mr. Hasbrouck  
 Mr. Healy  
 Mr. Herttell

Mr. J. H. Parker  
 Mr. Parkhurst  
 Mr. Ringgold  
 Mr. Robertson  
 Mr. O. Robinson  
 Mr. J. P. Robinson

Mr. Bockoven	Mr. Hone	Mr. Ruggles
Mr. Bogardus	Mr. Hough	Mr. Schermerhorn
Mr. Bostwick	Mr. Humphrey	Mr. Shays
Mr. Brasher	Mr. Hunt	Mr. Smith
Mr. Cargill	Mr. Jackson	Mr. Snyder
Mr. Case	Mr. Johnson	Mr. Speaker
Mr. Cash	Mr. Jones	Mr. Staats
Mr. Church	Mr. Kingman	Mr. Stafford
Mr. Clary	Mr. Le Fever	Mr. Stone
Mr. Conklin	Mr. Lewis	Mr. Strong
Mr. Collin	Mr. Livingston	Mr. Sumner
Mr. Crosby	Mr. Lockwood	Mr. Terry
Mr. Culver	Mr. Mabbett	Mr. Thomson
Mr. Cuykendall	Mr. M'Keon	Mr. Titus
Mr. Dana	Mr. Mersereau	Mr. Todd
Mr. Degrauw	Mr. Mitchell	Mr. Wait
Mr. Drake	Mr. Morchouse	Mr. Ward
Mr. Dyer	Mr. Morrell	Mr. West
Mr. Ellithorp	Mr. Morris	Mr. Wheaton
Mr. Emmons	Mr. Myers	Mr. Whipple
Mr. Enos	Mr. Myrick	Mr. Willes
Mr. Fleming	Mr. Orr	Mr. Williams
Mr. Fowler	Mr. Osborne	Mr. Winfield
Mr. Gardner	Mr. Palmer	Mr. Wood
Mr. Germond	Mr. I. S. Parker	Mr. Yates
Mr. Gordon		

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Those who voted in the negative are

Mr. Marvin

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*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have passed the same, with the amendments therewith delivered.

The engrossed bill from the Senate, entitled "An act to incorporate the Alexander classical school," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gordon	Mr. Parkhurst
Mr. Anthony	Mr. Grover	Mr. Patterson
Mr. Archibald	Mr. Guinnip	Mr. Ringgold
Mr. Arnold	Mr. Hall	Mr. Robertson
Mr. Bagley	Mr. Hasbrouck	Mr. O. Robinson

Mr. Barnes	Mr. Healy	Mr. J. P. Robinson
Mr. Beardslee	Mr. Hone	Mr. Schermerhorn
Mr. Bockoven	Mr. Humphrey	Mr. Shays
Mr. Bostwick	Mr. Hunt	Mr. Smith
Mr. Brasher	Mr. Ingalls	Mr. Snyder
Mr. Bull	Mr. Jackson	Mr. Speaker
Mr. Cargill	Mr. Johnson	Mr. Staats
Mr. Cash	Mr. Jones	Mr. Stafford
Mr. Church	Mr. Kingman	Mr. Stone
Mr. Clary	Mr. Le Fever	Mr. Strong
Mr. Coe	Mr. Livingston	Mr. Sumner
Mr. Collin	Mr. Mabbett	Mr. Terry
Mr. Crosby	Mr. M'Keon	Mr. Thomson
Mr. Culver	Mr. M'Knight	Mr. Titus
Mr. Dana	Mr. Mersereau	Mr. Todd
Mr. Degrauw	Mr. Mitchell	Mr. Wait
Mr. Drake	Mr. Morehouse	Mr. Ward
Mr. Dyer	Mr. Morrell	Mr. West
Mr. Ellithorp	Mr. Morris	Mr. Wheaton
Mr. Emmons	Mr. Myers	Mr. Wheeler
Mr. Enos	Mr. Myrick	Mr. Whipple
Mr. Fleming	Mr. Orr	Mr. Willes
Mr. Fowler	Mr. Osborne	Mr. Wright
Mr. Gardner	Mr. Palmer	Mr. Yates
Mr. Germond	Mr. I. S. Parker	

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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

The Senate returned the bill entitled "An act to incorporate the Saratoga mutual fire insurance company," and the bill entitled "An act to incorporate the Medina and Darien rail-road company."

*Ordered*, That the clerk deliver the said bills to the Governor.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Troy academy," with amendments agreeably to the report of the committee of conference thereon.

The said bill and amendments were read; and, the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 87 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anthony	Mr. Haight	Mr. Patterson
Mr. Archibald	Mr. Hall	Mr. Robertson

Mr. Arnold	Mr. Hasbrouck	Mr. O. Robinson
Mr. Bagley	Mr. Healy	Mr. J. P. Robinson
Mr. Barnes	Mr. Hone	Mr. Ruggles
Mr. Beardslee	Mr. Hough	Mr. Schermerhorn
Mr. Bockoven	Mr. Humphrey	Mr. Shays
Mr. Bostwick	Mr. Hunt	Mr. Smith
Mr. Bowne	Mr. Ingalls	Mr. Snyder
Mr. Brasher	Mr. Jackson	Mr. Speaker
Mr. Bull	Mr. Johnson	Mr. Staats
Mr. Cargill	Mr. Jones	Mr. Stafford
Mr. Cash	Mr. Kingman	Mr. Stone
Mr. Church	Mr. Le Fever	Mr. Strong
Mr. Clary	Mr. Livingston	Mr. Sumner
Mr. Collin	Mr. Mabbett	Mr. Terry
Mr. Crosby	Mr. Marvin	Mr. Thomson
Mr. Culver	Mr. M'Keon	Mr. Titus
Mr. Dana	Mr. M'Knight	Mr. Wait
Mr. Dyer	Mr. Mersereau	Mr. Ward
Mr. Ellithorp	Mr. Mitchell	Mr. West
Mr. Enos	Mr. Morehouse	Mr. Wheaton
Mr. Fleming	Mr. Morrell	Mr. Wheeler
Mr. Fowler	Mr. Morris	Mr. Whipple
Mr. Gardner	Mr. Myers	Mr. Willes
Mr. Germond	Mr. Myrick	Mr. Williams
Mr. Gordon	Mr. Orr	Mr. Wright
Mr. Grinnell	Mr. I. S. Parker	Mr. Yates
Mr. Guinnip	Mr. Parkhurst	Mr. Young

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Franklin Rose, praying for legislative relief, together with the report of the Commissioners of the Land-Office thereon, reported the following resolution:

*Resolved*, That the prayer of the petitioner, Franklin Rose, ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was referred the petition of Justus Gay, in behalf of Mercy Shaw, heir at law of John Shaw, a revolutionary soldier, together with the report of the Commissioners of the Land-Office thereon, reported the following resolution:

*Resolved*, That the prayer of the petitioner, Justus Gay, ought not to be granted.

Mr. Speaker put the question whether the House would agree with the committee in their said report, and it was determined in the affirmative.

Mr. Ingalls, from the committee on claims, to which was the petition of Anson Thompson, reported; and asked leave to introduce a bill.

[See Document No. 398.]

*Ordered*, That leave be given to bring in such bill.

Mr. Ingalls, according to leave, brought in the said bill, entitled "An act for the relief of Anson Thompson;" which was read the first time, and by unanimous consent was also read a second time, and committed to a committee of the whole house.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Groom; the same was again read, in the words following, to wit:

*Resolved*, That the vote on the final passage of the bill to incorporate the Buffalo Burial Ground Association, be reconsidered.

Debates were had upon the said resolution; and while the same was under consideration, Mr. O. Robinson moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Thereupon,

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 89 }  
{ NAYS 16 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. Osborne
Mr. Anthony	Mr. Germond	Mr. Palmer
Mr. Archibald	Mr. Gordon	Mr. I. S. Parker
Mr. Arnold	Mr. Grover	Mr. J. H. Parker
Mr. Bagley	Mr. Guinnip	Mr. Parkhurst
Mr. Barnes	Mr. Haight	Mr. Patterson
Mr. Beardslee	Mr. Hall	Mr. Phelps
Mr. Bostwick	Mr. Hasbrouck	Mr. Robertson
Mr. Brasher	Mr. Healy	Mr. O. Robinson
Mr. Brown	Mr. Herttell	Mr. J. P. Robinson
Mr. Bull	Mr. Hone	Mr. Ruggles
Mr. Campbell	Mr. Hough	Mr. Shays
Mr. Cargill	Mr. Humphrey	Mr. Smith
Mr. Case	Mr. Hunt	Mr. Snyder
Mr. Cash	Mr. Ingalls	Mr. Speaker
Mr. Church	Mr. Jackson	Mr. Staats
Mr. Clary	Mr. Jones	Mr. Stone
Mr. Conklin	Mr. Kernan	Mr. Strong
Mr. Collin	Mr. Kingman	Mr. Sumner

Mr. Crosby	Mr. Le Fever	Mr. Terry
Mr. Culver	Mr. Livingston	Mr. Thomson
Mr. Dana	Mr. Mabbett	Mr. Titus
Mr. Degrauw	Mr. Marvin	Mr. Ward
Mr. Dusenbury	Mr. M'Keon	Mr. West
Mr. Dyer	Mr. M'Knight	Mr. Wheaton
Mr. Ellithorp	Mr. Mersereau	Mr. Willes
Mr. Emmons	Mr. Mitchell	Mr. Wood
Mr. Enos	Mr. Morrell	Mr. Wright
Mr. Fleming	Mr. Morris	Mr. Young
Mr. Fowler	Mr. Orr	

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Those who voted in the negative are

Mr. Bogardus	Mr. Grinnell	Mr. Todd
Mr. Bowne	Mr. Morehouse	Mr. Wait
Mr. Butrick	Mr. Schermerhorn	Mr. Wheeler
Mr. Coe	Mr. Spafard	Mr. Whipple
Mr. Cuykendall	Mr. Temple	Mr. Yates
Mr. Drake		

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Thereupon,

The said bill was again read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 91 }  
{ NAYS 12 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Gardner	Mr. Palmer
Mr. Anthony	Mr. Germond	Mr. A. J. Parker
Mr. Archibald	Mr. Gordon	Mr. I. S. Parker
Mr. Arnold	Mr. Grover	Mr. J. H. Parker
Mr. Bagley	Mr. Guinnip	Mr. Parkhurst
Mr. Barnes	Mr. Haight	Mr. Patterson
Mr. Beardslee	Mr. Hall	Mr. Phelps
Mr. Bockoven	Mr. Hasbrouck	Mr. Robertson
Mr. Bostwick	Mr. Healy	Mr. O. Robinson
Mr. Bowne	Mr. Herttell	Mr. J. P. Robinson
Mr. Brown	Mr. Hone	Mr. Ruggles
Mr. Bull	Mr. Hough	Mr. Shays
Mr. Campbell	Mr. Humphrey	Mr. Smith
Mr. Cargill	Mr. Hunt	Mr. Snyder
Mr. Case	Mr. Ingalls	Mr. Speaker
Mr. Church	Mr. Jackson	Mr. Staats
Mr. Clary	Mr. Jones	Mr. Stone
Mr. Coe	Mr. Kernan	Mr. Strong

Mr. Conklin	Mr. Kingman	Mr. Sumner
Mr. Collin	Mr. Le Fever	Mr. Terry
Mr. Crosby	Mr. Livingston	Mr. Titus
Mr. Culver	Mr. Marvin	Mr. Wait
Mr. Dana	Mr. M'Keon	Mr. Ward
Mr. Degrauw	Mr. M'Knight	Mr. West
Mr. Dusenbury	Mr. Mersereau	Mr. Wheaton
Mr. Dyer	Mr. Mitchell	Mr. Willes
Mr. Ellithorp	Mr. Morrell	Mr. Winfield
Mr. Emmons	Mr. Morris	Mr. Wood
Mr. Enos	Mr. Orr	Mr. Wright
Mr. Fleming	Mr. Osborne	Mr. Young
Mr. Fowler		

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Those who voted in the negative are

Mr. Bogardus	Mr. Grinnell	Mr. Temple
Mr. Butrick	Mr. Morehouse	Mr. Todd
Mr. Cuykendall	Mr. Schermerhorn	Mr. Whipple
Mr. Drake	Mr. Spafard	Mr. Yates

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*Ordered*, That the clerk deliver the said bill to the Senate, and inform them that this House have passed the same without amendment.

On motion of Mr. Hone,

*Resolved*, That the Bank Commissioners be instructed to furnish to the next Legislature, the information required by a resolution of this House, passed 10th January, 1834, except in cases where the depositors or proprietors of dividends are known to be in existence, and not to have been declared insolvent.

Mr. Willes offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, That the following amendment to the Constitution of this State be proposed, and referred to the Legislature next to be chosen; and that the Secretary of State cause the same to be published in one newspaper in each of the counties of this State, if there be one printed therein, for three months previous to the next annual election, in pursuance of the provisions of the first section of the eighth article of the said Constitution:

The Legislature shall not have power to create a monied corporation, with authority to use, in its business transactions, a greater sum than five millions of dollars, nor to continue for a longer term of time than fifty years.

The Legislature shall have power to alter, modify or repeal any act of incorporation, or amendments thereto.

*Ordered*, That the said resolution be laid upon the table.

On motion of Mr. Arnold, and by the unanimous consent of the House,

*Resolved*, (if the Senate concur,) That the tenth joint rule of the Senate and Assembly be suspended, for the purpose of sending to the Senate for concurrence, the bill entitled "An act to repeal so



much of the act entitled 'An act to incorporate the Montezuma turnpike and bridge company,' passed March 31st, 1815, and an act to amend the same, passed April 2d, 1819, as relates to the turnpike leading from Palmyra to Elbridge, except the bridge and causeways or roads over the Seneca river and marshes."

*Ordered*, That the Clerk deliver a copy of the preceding resolution to the Senate, and request their concurrence in the same.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. McKeon; the same was again read, in the words following, to wit:

*Resolved*, That a select committee be appointed, to report to the next Legislature, what improvements can be made in the system of public education in this State.

Debates were had thereon; and while the same was under consideration, Mr. Mabbett moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Thereupon,

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

{ AYES 55 }  
{ NAYS 38 }

The ayes and nays being required by ten members.

Those who voted in the affirmative are

Mr. Anthony	Mr. Humphrey	Mr. J. H. Parker
Mr. Arnold	Mr. Hunt	Mr. Parkhurst
Mr. Bagley	Mr. Ingalls	Mr. Patterson
Mr. Barnes	Mr. Jackson	Mr. Ringgold
Mr. Beardslee	Mr. Kernan	Mr. Robertson
Mr. Case	Mr. Kingman	Mr. O. Robinson
Mr. Cash	Mr. Le Fever	Mr. Ruggles
Mr. Church	Mr. Livingston	Mr. Schermerhorn
Mr. Clary	Mr. Mabbett	Mr. Smith
Mr. Culver	Mr. Marvin	Mr. Snyder
Mr. Degrauw	Mr. M'Keon	Mr. Staats
Mr. Dusenbury	Mr. Morris	Mr. Sumner
Mr. Dyer	Mr. Myers	Mr. Titus
Mr. Ellithorp	Mr. Myrick	Mr. Wait
Mr. Emmons	Mr. Orr	Mr. West
Mr. Grover	Mr. Osborne	Mr. Whipple
Mr. Haight	Mr. Palmer	Mr. Williams
Mr. Hall	Mr. I. S. Parker	Mr. Yates
Mr. Herttell		

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Those who voted in the negative are

Mr. Archibald	Mr. Dana	Mr. Phelps
Mr. Bockoven	Mr. Enos	Mr. Shays
Mr. Bogardus	Mr. Fleming	Mr. Spafard
Mr. Bowne	Mr. Gardner	Mr. Speaker
Mr. Brasher	Mr. Gordon	Mr. Stafford
Mr. Brown	Mr. Hasbrouck	Mr. Temple
Mr. Butrick	Mr. Hough	Mr. Terry
Mr. Campbell	Mr. Jones	Mr. Thomson
Mr. Cargill	Mr. Lockwood	Mr. Todd
Mr. Coe	Mr. Mitchell	Mr. Wheeler
Mr. Collin	Mr. Morehouse	Mr. Wright
Mr. Crosby	Mr. Morrell	Mr. Young
Mr. Cuykendall	Mr. A. J. Parker	

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*Ordered*, That Mr. McKeon, Mr. Beardslee and Mr. Haight, be the committee in pursuance of the preceding resolution.

Mr. Sumner offered for the consideration of the House, a resolution, in the words following, to wit:

*Resolved*, (if the Senate concur,) That the Attorney-General be directed to suspend the collection of a judgment against Enos Stone and others, until the first day of May next.

*Ordered*, That the said resolution be laid upon the table.

And then the House adjourned till four o'clock this afternoon.

#### FOUR O'CLOCK P. M.

The House met pursuant to adjournment.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to incorporate the Warsaw and Le Roy rail-road company."

Also the bill entitled "An act to incorporate the Castleton and West-Stockbridge rail-road company."

Also the bill entitled "An act to incorporate the Plattsburgh manufacturing company."

Also the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Skaneateles in the county of Onondaga,' passed April 19th, 1834."

Also the bill entitled "An act authorising the supervisors of the county of Yates to raise money to build a court-house and jail."

Also the bill entitled "An act to amend article second of title first of chapter first of the second part of the Revised Statutes, entitled 'Of persons capable of holding and conveying lands.'"

Also the bill entitled "An act to incorporate the village of Le Roy in the county of Genesee."

Also the bill entitled "An act for establishing a justices' court in the city of Troy."

Also the bill entitled "An act to incorporate the Payne's bridge company."

Also the bill entitled "An act to incorporate the Seneca bridge company."

Also the bill entitled "An act confirming the official acts of justices of the peace in certain cases."

Also the bill entitled "An act to provide for the public security."

Also the bill entitled "An act to revive and confirm the act entitled 'An act to incorporate the Manheim bridge company,' and to amend the same."

Also the bill entitled "An act amending an act authorising the commissioners of highways of the towns of Watertown and Pamela in the county of Jefferson, -to borrow money."

Also the bill entitled "An act to repeal the seventeenth section of the act entitled 'An act relative to the finances of this State, and the duties of the comptroller and the commissioners of the canal fund,' passed April 26th, 1831."

Also the bill entitled "An act to incorporate the Medina and Darien rail-road company."

Also the bill entitled "An act to incorporate the Saratoga county mutual fire insurance company."

Also the bill entitled "An act for the further relief of the Eye Infirmary of the city of New-York."

Also the bill entitled "An act to authorise the trustees of school district number three in the town of Chenango in the county of Broome, to sell and convey their school lot."

Also the bill entitled "An act to incorporate the Greenwich insurance company."

Also the bill entitled "An act to incorporate the Sea insurance company."

W. L. MARCY.

*Albany, May 5, 1834.*

The Senate returned the bill entitled "An act to incorporate the Troy academy."

*Ordered,* That the Clerk deliver the said bill to the Governor.

A message from the Senate was read, informing that they have passed the bill entitled "An act in aid of the New-York institution for the blind," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered,* That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

And then the House adjourned until ten o'clock to-morrow morning.

## TUESDAY, MAY 6, 1834.

The House met pursuant to adjournment.

A message from the Senate, delivered by Mr. Edmonds and Mr. Mack, was received, informing that the Senate had chosen David M. Westcott President pro tempore thereof.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to incorporate the Troy academy."

W. L. MARCY.

*Albany, May 6, 1834.*

The Senate returned the bill entitled "An act to incorporate the Schenectady and Saratoga insurance company," and the bill entitled "An act to authorise the supervisors of the county of Monroe to build a bridge across the Genesee river."

*Ordered,* That the clerk deliver the said bills to the Governor.

A copy of a resolution of the Senate was received and read, informing that they have concurred with this House in its resolution of the first instant, relative to a proposed amendment of the Constitution.

Seven several messages from the Senate were read, informing that they have passed the bill entitled "An act in relation to the Albany Burgesses corps;" the bill entitled "An act to incorporate the Roman Catholic orphan asylum in the city of Brooklyn;" the bill entitled "An act to amend article third of title second of chapter sixth of part second of the Revised Statutes;" the bill entitled "An act to authorise Peter L. Minor to erect a dam and lock upon Ransom's creek in the town of Amherst, Erie county;" the bill entitled "An act to authorise the survey of a route for a rail-road from the city of New-York to Lake Erie;" the bill entitled "An act relative to the opening of Amos-street from Greenwich-lane to the Sixth avenue in the city of New-York;" and the bill entitled "An act for the survey of a road from Whitehall in the county of Washington, to Port-Henry in the county of Essex," severally without amendment.

*Ordered,* That the clerk deliver the said bills to the Governor.

Two several messages from the Senate were read, informing that they have passed the bill entitled "An act in relation to mortgages upon personal property, filed with county clerks;" and the bill entitled "An act to provide for the improvement of the canals of this State," severally with the amendments therewith delivered.

The said bills and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bills to the Senate, and inform them that this House have concurred with them in their amendments to the said bills severally, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to confirm the incorporation and increase the powers of the Lockport manufacturing company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 103 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson	Mr. Germond	Mr. J. H. Parker
Mr. Anthony	Mr. Gordon	Mr. Parkhurst
Mr. Archibald	Mr. Grover	Mr. Patterson
Mr. Arnold	Mr. Guinnip	Mr. Phelps
Mr. Bagley	Mr. Hall	Mr. Ringgold
Mr. Barnes	Mr. Harris	Mr. Robertson
Mr. Bockoven	Mr. Hasbrouck	Mr. O. Robinson
Mr. Bogardus	Mr. Herttell	Mr. J. P. Robinson
Mr. Bostwick	Mr. Hone	Mr. Schermerhorn
Mr. Bowne	Mr. Hough	Mr. Shays
Mr. Brasher	Mr. Humphrey	Mr. Smith
Mr. Brown	Mr. Ingalls	Mr. Snyder
Mr. Bull	Mr. Jackson	Mr. Spafard
Mr. Butrick	Mr. Johnson	Mr. Speaker
Mr. Campbell	Mr. Jones	Mr. Stafford
Mr. Cargill	Mr. Kernan	Mr. Stone
Mr. Case	Mr. Kingman	Mr. Strong
Mr. Cash	Mr. Le Fever	Mr. Sumner
Mr. Church	Mr. Lewis	Mr. Temple
Mr. Clary	Mr. Livingston	Mr. Terry
Mr. Coc	Mr. Lockwood	Mr. Titus
Mr. Conklin	Mr. Mabbett	Mr. Todd
Mr. Collin	Mr. M'Keon	Mr. Wait
Mr. Crosby	Mr. M'Knight	Mr. Ward
Mr. Culver	Mr. Mersereau	Mr. West
Mr. Cuykendall	Mr. Mitchell	Mr. Wheaton
Mr. Dana	Mr. Morehouse	Mr. Whipple
Mr. Degrauw	Mr. Morrell	Mr. Willes
Mr. Drake	Mr. Morris	Mr. Williams
Mr. Dusenbury	Mr. Myers	Mr. Winfield
Mr. Emmons	Mr. Nichols	Mr. Wood

Mr. Enos  
Mr. Fleming  
Mr. Fowler  
Mr. Gardner

Mr. Osborne  
Mr. Palmer  
Mr. I. S. Parker

Mr. Wright  
Mr. Yates  
Mr. Young

103

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill; and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act to incorporate the Gowannus, Fort Hamilton and Bath turnpike company," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read,

Mr. Speaker put the question whether the House would agree to concur with the Senate in their amendments to the said bill, and it was determined in the affirmative, two-thirds of all the members elected to this House voting in favor thereof, as follows, to wit:

{ AYES 98 }  
{ NAYS 00 }

Those who voted in the affirmative are

Mr. Anderson  
Mr. Anthony  
Mr. Archibald  
Mr. Arnold  
Mr. Beardslee  
Mr. Bockoven  
Mr. Bogardus  
Mr. Bostwick  
Mr. Bowne  
Mr. Brasher  
Mr. Brown  
Mr. Bull  
Mr. Butrick  
Mr. Campbell  
Mr. Cargill  
Mr. Case  
Mr. Cash  
Mr. Church  
Mr. Clark  
Mr. Clary  
Mr. Coe  
Mr. Conklin  
Mr. Collin  
Mr. Crosby  
Mr. Culver  
Mr. Cuykendall  
Mr. Dana

Mr. Gardner  
Mr. Germond  
Mr. Gordon  
Mr. Grover  
Mr. Guinnip  
Mr. Hall  
Mr. Harris  
Mr. Hasbrouck  
Mr. Healy  
Mr. Hone  
Mr. Humphrey  
Mr. Ingalls  
Mr. Jackson  
Mr. Johnson  
Mr. Jones  
Mr. Kernan  
Mr. Kingman  
Mr. Le Fever  
Mr. Livingston  
Mr. Lockwood  
Mr. Mabbett  
Mr. Marvin  
Mr. M'Keon  
Mr. M'Knight  
Mr. Mersereau  
Mr. Mitchell  
Mr. Morehouse

Mr. I. S. Parker  
Mr. J. H. Parker  
Mr. Patterson  
Mr. Phelps  
Mr. Ringgold  
Mr. Robertson  
Mr. O. Robinson  
Mr. J. P. Robinson  
Mr. Ruggles  
Mr. Schermerhorn  
Mr. Shays  
Mr. Smith  
Mr. Snyder  
Mr. Spafard  
Mr. Speaker  
Mr. Stone  
Mr. Strong  
Mr. Sumner  
Mr. Temple  
Mr. Terry  
Mr. Titus  
Mr. Todd  
Mr. Wait  
Mr. Wheaton  
Mr. Wheeler  
Mr. Whipple  
Mr. Willes

Mr. Degrauw  
Mr. Drake  
Mr. Emmons  
Mr. Enos  
Mr. Fleming  
Mr. Fowler

Mr. Morrell  
Mr. Morris  
Mr. Myers  
Mr. Nichols  
Mr. Osborne  
Mr. Palmer

Mr. Williams  
Mr. Wood  
Mr. Wright  
Mr. Yates  
Mr. Young

98

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Senate was read, informing that they have passed the bill entitled "An act for the payment of certain officers of government, and for other purposes," with the amendments therewith delivered.

The said bill and amendments were read; and the amendments having been again read, and concurred in,

*Ordered*, That the clerk return the said bill to the Senate, and inform them that this House have concurred with them in their amendments to the said bill, and amended the same accordingly.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

#### TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act for the survey of a road from Whitehall in the county of Washington, to Port-Henry in the county of Essex."

Also the bill entitled "An act relative to the opening of Amos-street from Greenwich-lane to the Sixth avenue in the city of New-York."

Also the bill entitled "An act to authorise the survey of a route for a rail-road from the city of New-York to Lake Erie."

Also the bill entitled "An act to incorporate the Schenectady and Saratoga insurance company."

Also the bill entitled "An act to amend article third of title second of chapter sixth of part second of the Revised Statutes."

Also the bill entitled "An act to authorise the supervisors of the county of Monroe to raise money to build a bridge across the Genesee river."

Also the bill entitled "An act to incorporate the Roman Catholic orphan asylum in the city of Brooklyn."

Also the bill entitled "An act in relation to the Albany Burgesses corps."

Also the bill entitled "An act to authorise Peter L. Minor to erect a dam and lock upon Ransom's creek in the town of Amherst, Erie county."

W. L. MARCY.

*Albany, May 6, 1834.*

*Ordered*, That the committee on the incorporation of cities and villages be discharged from the further consideration of the petition

for the incorporation of the village of Otego, and the petition for the incorporation of the village of Saratoga-Springs.

Mr. Gordon, from the committee of conference on the part of the Assembly, appointed to confer with a similar committee on the part of the Senate, on an amendment to the bill entitled "An act granting further powers to the Dutchess turnpike company," reported:

*See Document No. 400.]*

*Ordered*, That the said report be laid upon the table.

Mr. Gordon, from the committee on the judiciary, to which was referred the petition of sundry inhabitants of the city and county of New-York, praying for the passage of an act to compel creditors to support indigent imprisoned debtors, reported, that in the opinion of the committee, the prayer of the petitioners ought not to be granted.

*Ordered*, That the said report be laid upon the table.

On motion of Mr. Ingalls,

*Resolved*, That the Clerk of this House cause to be collected and transcribed in a fair hand, into separate books, all reports, proceedings and doings of the committee on claims, (including reports of the Canal Board and the Canal Commissioners, Commissioners of the Land-Office and Attorney-General, with reference to private claims,) and of the committee on privileges and elections of the Legislature of this State during the year 1834, together with a regular and correct reference to the journal in every case, and an index to the same, with the name of every applicant or petitioner arranged in alphabetical order; and that he have the same prepared previous to the opening of the next session of the Legislature, for the use of the Senate and Assembly.

On motion of Mr. Morris,

*Resolved*, That the applicants for a bank, to be located in the city of New-York, to be called the Tompkins Bank, have leave to withdraw their petitions.

On motion of Mr. Morehouse,

*Resolved*, That the petitioners in the case for the relief of Enoch Crosby and others, have leave to withdraw their papers.

On motion of Mr. O. Robinson,

*Resolved*, That Anthony Rhodes be allowed to withdraw his petition for a claim against the State, and the papers which he has presented, accompanying the same.

The House then proceeded to the consideration of the resolution heretofore offered by Mr. Sumner; the same was again read, in the words following, to wit:

*Resolved*, (if the Senate concur,) That the Attorney-General be directed to suspend the collection of a judgment against Enos Stone and others, until the first day of May next.

Debates were had thereon; and the question being put whether the House would agree thereto, it was determined in the affirmative.

*Ordered*, That the Clerk deliver a copy of the preceding resolution to the Senate, and request their concurrence in the same.



On motion of Mr. Ingalls,

*Resolved*, That John Melick have leave to withdraw his petition, and the papers attached thereto.

A message from the Senate was read, informing that they have concurred with this House in its amendments to the bill entitled "An act to incorporate the Buffalo marine railway company," and have amended the same accordingly.

The said amended bill having been examined,

*Ordered*, That the Clerk return the same to the Senate.

The Senate returned the bill entitled "An act for the payment of certain officers of the government, and for other purposes."

*Ordered*, That the clerk deliver the said bill to the Governor.

A copy of a resolution of the Senate was received and read, informing that they have concurred with this House in its resolution of this day, relative to Enos Stone, with the amendment therewith delivered.

Thereupon,

*Resolved*, That this House do concur with the Senate in their said amendment.

*Ordered*, That the Clerk return the said resolution to the Senate, and inform them that this House have concurred with them in their amendment thereto, and amended the same accordingly.

The Senate returned the bill entitled "An act to incorporate the Gowannus, Fort Hamilton and Bath turnpike company."

*Ordered*, That the Clerk deliver the said bill to the Governor.

On motion of Mr. Marvin,

*Resolved*, That the Clerk subscribe for one copy of the map of the world by Goodrich and Hewit, for the use of this hall, and pay the same, on the delivery thereof, out of the contingent funds of this House.

A message from the Senate was read, informing that they have passed the bill entitled "An act authorising the trustees of the village of Catskill to borrow money, to be expended in procuring a supply of water for the extinguishment of fires in said village," without amendment.

*Ordered*, That the clerk deliver the said bill to the Governor.

The Senate returned the bill entitled "An act in aid of the New York institution for the blind;" the bill entitled "An act to provide for the improvement of the canals of this State;" the bill entitled "An act in relation to mortgages upon personal property, filed with the county clerk of Rensselaer county;" the bill entitled "An act to confirm the incorporation and increase the powers of the Lockport manufacturing company," and the bill entitled "An act to authorise the supervisors of the county of Ulster to raise money to build a bridge across the Walkill in the town of New-Paltz."

*Ordered*, That the clerk deliver the said bills to the Governor.

The Senate returned the concurrent resolution adopted by this House this morning.

A message from the Governor, delivered by his private secretary, was read, in the words following, to wit:

## TO THE ASSEMBLY.

GENTLEMEN,

I have this day approved and signed the bill entitled "An act to incorporate the Gowannus, Fort Hamilton and Bath turnpike company."

Also the bill entitled "An act authorising the trustees of the village of Catskill to borrow money, to be expended in providing a supply of water for the extinguishment of fires in said village."

Also the bill entitled "An act in aid of the New-York institution or the blind."

Also the bill entitled "An act for the payment of certain officers of the government, and for other purposes."

Also the bill entitled "An act to provide for the improvement of the canals of this State."

Also the bill entitled "An act in relation to mortgages upon personal property, filed with the county clerk of Rensselaer county."

Also the bill entitled "An act to confirm the incorporation and increase the powers of the Lockport manufacturing company."

Also the bill entitled "An act to authorise the supervisors of the county of Ulster to raise money to build a bridge across the Wal-kill in the town of New-Paltz."

W. L. MARCY.

*Albany, May 6, 1834.*

*Ordered*, That Mr. Conklin and Mr. Phelps wait upon the Governor, and inform him that unless he has some further business to lay before the Legislature, this House is ready to adjourn.

*Ordered*, That Mr. Hone and Mr. Marvin wait upon the Senate, and inform them that this House is ready to adjourn.

A message from the Senate, delivered by Mr. Gansevoort and Mr. Cropsey, was received, informing that the Senate were ready to adjourn.

Mr. Phelps reported, that pursuant to the order of the House, Mr. Conklin and himself had waited upon the Governor, and informed him that unless he had some further business to lay before the Legislature, this House was ready to adjourn; and that the Governor had been pleased to say that he had no further communication to make to the Legislature.

Mr. Hone reported, that pursuant to the order of the House, Mr. Marvin and himself had waited upon the Senate, and informed them that this House was ready to adjourn.

On motion of Mr. Brasher,

*Resolved unanimously*, That the thanks of this House be presented to their Speaker, the Hon. William Baker, for the uniform propriety, dignity and ability, with which he has presided over their deliberations during their present session; and that he be assured of the high personal regard entertained for him by the members of this House, and their wishes for his continued happiness and prosperity.

To which his Honor the Speaker made the following reply:

GENTLEMEN,

I am deeply sensible of the compliment contained in the resolution which you have just passed. I entered upon the duties of the chair with diffidence, relying greatly upon your liberality and indulgence. These have been freely and generously bestowed, for which you will please to accept my grateful acknowledgments.

It has been my unremitted aim to perform those duties with the utmost impartiality, and with such ability as I was able to bring to the task. It is a source of high gratification that my efforts have met with your generous approbation.

I am much indebted for an amelioration of my labors, to that absorbing desire for the public welfare which has characterized your deliberations; a desire which is always characteristic of our legislative assemblies, but which I feel a peculiar pride in being enabled to say, is eminently creditable to the body over whom I have had the honor to preside.

The time for our separation has now arrived; and the demands of the State yield to the more immediate calls of domestic business, and the social endearments of friends. The occasion is one of deep and peculiar interest. It awakens the loftiest, as well as the tenderest sentiments of the heart; and we involuntarily feel stirring within us a glow of patriotism, mingled with the cheering but impatient hope of returning to our accustomed associations.

The future recollection of the brief period during which we have been associated, can scarcely fail to be interesting to all; but to myself, who owe so many acknowledgments for the kind attentions of this House, that recollection will always be peculiarly grateful. And I assure you, that closely interwoven with that tissue of hope for the welfare of the State, which our interesting association on its behalf has served to weave, will ever remain the grateful remembrance of the kindness I have experienced.

Having closed our public labors, we now return to the bosom of our constituents and our friends. Be assured, gentlemen, that you carry with you—each of you—my most ardent wishes for your continued happiness and prosperity.

And then the Speaker adjourned the House without day.

P. REYNOLDS, JUN. *Clerk.*



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**ERRATA.**

- Page 39, for "Ephraim Smith," read "E. Smith Sweet."  
 " 54, for "Sempronius," read "Springville."  
 " 59, for "Justice Smith," read "Justin Smith."  
 " 74, 456, for "W. W. McLouth," read "W. W. McSouth."  
 " 83, for "Alanson Crabb," read "Alansing Crabb."  
 " 131, for "Wilson's," read "Williams'."  
 " 154, for "Nathaniel Cogswell," read "Nathaniel Cogswell Smith."  
 " 194, for "Buffalo to Genoa," read "Buffalo to Geneva."  
 " 201, for "Harpersfield and Binghamton," read "Harpersville and Binghamton."  
 " 202, for "Otsego and Onondaga," read "Otsego and Chenango."  
 " 276, 5th line, for "Fort-Plain," read "Canajoharie."  
 " 377, for "Springfield," read "Springville."  
 " 389, for "William Juliand," read "William Gilliland."  
 " 646, for "Canton and New-Lebanon," read "Canaan and New-Lebanon."  
 " 681, 686, for "Bank of Oswego," read "Bank of Owego."



